# STATE LAW LIBRARY OF MONTANA

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## Legislative History – Montana Session Law

Chapter: 216 Session L: 2015
Bill Number: HB 375

**Checklist of Bill History**

| | |
|---|---|
| History and Final Status Sheet | ☑ |
| Introduced Bill | ☑ |
| Fiscal Note | ☐ |
| Third Reading Bill | ☐ |
| Final Version of Bill | ☐ |

| House | Senate |
|---|---|
| Committee: Transportation | Committee: Highways & Transportation |
| Hearing Date(s): 2/11/2015 | Hearing Date(s): 3/5/2015 |
| Committee Report: 2/13/2015 | Committee Report: 3/12/2015 |

**Conference Committee**

Hearing Date(s):

Conference Committee Report:

**Compiler Notes**

Compiled by: SK Marshall

Date: 10/30/2025

Notes: Audio/Video recordings can be found here: https://sg001-harmony.sliq.net/00309/Harmony/en

Thank You!

AN ACT INCREASING MOTOR VEHICLE LIABILITY INSURANCE MINIMUM REQUIREMENTS FOR PROPERTY DAMAGE; AMENDING SECTION 61-6-103, MCA; AND PROVIDING AN APPLICABILITY DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 61-6-103, MCA, is amended to read:

**"61-6-103. Motor vehicle liability policy minimum limits -- other requirements.** (1) A motor vehicle liability policy must:

(a) designate by explicit description or by appropriate reference all motor vehicles with respect to the coverage to be granted; and

(b) insure the person named in the policy and any other person, as insured, using any motor vehicle or motor vehicles with the express or implied permission of the named insured, against loss from the liability imposed by law for damages arising out of the ownership, maintenance, or use of the motor vehicle or motor vehicles within the United States of America or Canada, subject to limits exclusive of interest and costs, with respect to each motor vehicle, as follows:

(i) $25,000 because of bodily injury to or death of one person in any one accident and subject to the limit for one person;

(ii) $50,000 because of bodily injury to or death of two or more persons in any one accident; and

(iii) ~~$10,000~~ $20,000 because of injury to or destruction of property of others in any one accident.

(2) An operator's policy of liability insurance must insure the person named as insured in the policy against loss from the liability imposed upon the operator by law for damages arising out of the use by the operator of any motor vehicle not owned by the operator, within the same territorial limits and subject to the same limits of liability that are set forth in subsection (1) with respect to the operator's policy of liability insurance.

(3) A motor vehicle liability policy must state the name and address of the named insured, the coverage afforded by the policy, the premium charged for the policy, the policy period, and the limits of liability and contain an agreement or be endorsed that insurance is provided under the policy in accordance with the coverage defined

in this part with respect to bodily injury and death or property damage, or both, and is subject to all the provisions of this part.

(4) A motor vehicle liability policy need not insure any liability under any workers' compensation law or any liability on account of bodily injury to or death of an employee of the insured while engaged in the employment, other than domestic, of the insured or while engaged in the operation, maintenance, or repair of a motor vehicle or any liability for damage to property owned by, rented to, in charge of, or transported by the insured.

(5) A motor vehicle liability policy is subject to the following provisions, which need not be contained in the policy:

(a) The liability of the insurance carrier with respect to the insurance required by this part becomes absolute whenever injury or damage covered by the motor vehicle liability policy occurs. The policy may not be canceled or annulled as to the liability by any agreement between the insurance carrier and the insured after the occurrence of the injury or damage. A statement made by the insured or on behalf of the insured and a violation of the policy may not defeat or void the policy.

(b) The satisfaction by the insured of a judgment for the injury or damage may not be a condition precedent to the right or duty of the insurance carrier to make payment on account of the injury or damage.

(c) The insurance carrier has the right to settle any claim covered by the policy, and if the settlement is made in good faith, the amount is deductible from the limits of liability specified in subsection (1)(b).

(d) The policy, the written application for the policy, if any, and any rider or endorsement that does not conflict with the provisions of this part constitute the entire contract between the parties.

(6) A motor vehicle policy is not subject to cancellation, termination, nonrenewal, or premium increase due to injury or damage incurred by the insured or operator unless the insured or operator is found to have violated a traffic law or ordinance of the state or a city, is found negligent or contributorily negligent in a court of law or by the arbitration proceedings contained in chapter 5 of Title 27, or pays damages to another party, whether by settlement or otherwise. A premium may not be increased during the term of the policy unless there is a change in exposure.

(7) Any policy that grants the coverage required for a motor vehicle liability policy may also grant any lawful coverage in excess of or in addition to the coverage specified for a motor vehicle liability policy, and the excess or additional coverage is not subject to the provisions of this part. With respect to a policy that grants the

excess or additional coverage, the term "motor vehicle liability policy" applies only to that part of the coverage required by this section.

(8) A motor vehicle liability policy may provide that the insured shall reimburse the insurance carrier for any payment the insurance carrier would not have been obligated to make under the terms of the policy except for the provisions of this part.

(9) A motor vehicle liability policy may provide for the prorating of the insurance under the policy with other valid and collectible insurance.

(10) The requirements for a motor vehicle liability policy may be fulfilled by the policies of one or more insurance carriers, which policies together meet the requirements.

(11) Any binder issued pending the issuance of a motor vehicle liability policy fulfills the requirements for the policy.

(12) A reduced limits endorsement may not be issued by a company to be attached to a policy issued in compliance with this section."

**Section 2. Applicability.** [This act] applies to motor vehicle insurance liability policies issued or renewed on or after January 1, 2016.

- END -

I hereby certify that the within bill,

HB 0375, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day

of _____, 2015.

President of the Senate

Signed this _____ day

of _____, 2015.

HOUSE BILL NO. 375

INTRODUCED BY S. LAVIN

AN ACT INCREASING MOTOR VEHICLE LIABILITY INSURANCE MINIMUM REQUIREMENTS FOR PROPERTY DAMAGE; AMENDING SECTION 61-6-103, MCA; AND PROVIDING AN APPLICABILITY DATE.

# Exported Data

| Date | Action | Committee | Votes (Yes) | Votes (No) | Media |
|---|---|---|---|---|---|
| 04/09/15 | Chapter Number Assigned | | | | |
| 04/09/15 | (H) Signed by Governor | | | | |
| 03/30/15 | (H) Transmitted to Governor | | | | |
| 03/28/15 | (S) Signed by President | | | | |
| 03/27/15 | (H) Signed by Speaker | | | | |
| 03/26/15 | (H) Returned from Enrolling | | | | |
| 03/26/15 | (C) Printed - Enrolled Version Available | | | | |
| 03/25/15 | (H) Sent to Enrolling | | | | |
| 03/25/15 | (H) 3rd Reading Passed as Amended by Senate | | 84 | 15 | |
| 03/25/15 | (H) Scheduled for 3rd Reading | | | | |
| 03/24/15 | (H) 2nd Reading Senate Amendments Concurred | | 87 | 12 | |
| 03/24/15 | (H) Scheduled for 2nd Reading | | | | |
| 03/19/15 | (S) Returned to House with Amendments | | | | |
| 03/19/15 | (S) 3rd Reading Concurred | | 27 | 20 | |
| 03/19/15 | (S) Scheduled for 3rd Reading | | | | |
| 03/18/15 | (S) 2nd Reading Concurred | | 30 | 20 | |
| 03/18/15 | (S) Scheduled for 2nd Reading | | | | |
| 03/13/15 | (C) Printed - New Version Available | | | | |
| 03/13/15 | (S) Committee Report--Bill Concurred as Amended | (S) Highways and Transportation | | | |
| 03/12/15 | (S) Committee Executive Action--Bill Concurred as Amended | (S) Highways and Transportation | 7 | 5 | |
| 03/05/15 | (S) Hearing | (S) Highways and Transportation | | | |
| 02/23/15 | (S) Referred to Committee | (S) Highways and Transportation | | | |
| 02/23/15 | (S) First Reading | | | | |
| 02/20/15 | (H) Transmitted to Senate | | | | |
| 02/19/15 | (H) 3rd Reading Passed | | 83 | 16 | |
| 02/19/15 | (H) Scheduled for 3rd Reading | | | | |
| 02/18/15 | (H) 2nd Reading Passed | | 85 | 15 | |
| 02/18/15 | (H) Scheduled for 2nd Reading | | | | |
| 02/14/15 | (H) Committee Report--Bill Passed | (H) Transportation | | | |
| 02/13/15 | (H) Committee Executive Action--Bill Passed | (H) Transportation | 12 | 2 | |

| Date | Action | Committee | Votes (Yes) | Votes (No) | Media |
|---|---|---|---|---|---|
| 02/11/15 | (H) Hearing | (H) Transportation | | | |
| 02/02/15 | (C) Introduced Bill Text Available Electronically | | | | |
| 02/02/15 | (H) First Reading | | | | |
| 02/02/15 | (H) Referred to Committee | (H) Transportation | | | |
| 02/02/15 | (H) Introduced | | | | |
| 01/29/15 | (C) Draft Delivered to Requester | | | | |
| 01/29/15 | (C) Draft Ready for Delivery | | | | |
| 01/28/15 | (C) Draft in Assembly/Executive Director Review | | | | |
| 01/28/15 | (C) Draft in Final Drafter Review | | | | |
| 01/28/15 | (C) Bill Draft Text Available Electronically | | | | |
| 01/28/15 | (C) Draft in Input/Proofing | | | | |
| 01/27/15 | (C) Draft to Drafter - Edit Review | | | | |
| 01/27/15 | (C) Draft in Legal Review | | | | |
| 01/25/15 | (C) Draft to Requester for Review | | | | |
| 01/25/15 | (C) Draft to Requester for Review | | | | |
| 01/13/15 | (C) Draft Request Received | | | | |

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(a) designate by explicit description or by appropriate reference all motor vehicles with respect to the coverage to be granted; and

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**Section 2. Applicability.** [This act] applies to motor vehicle insurance liability policies issued or renewed on or after January 1, 2016.

- END -

I hereby certify that the within bill,

HB 0375, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day

of _____, 2015.

President of the Senate

Signed this _____ day

of _____, 2015.

HOUSE BILL NO. 375

INTRODUCED BY S. LAVIN

AN ACT INCREASING MOTOR VEHICLE LIABILITY INSURANCE MINIMUM REQUIREMENTS FOR PROPERTY DAMAGE; AMENDING SECTION 61-6-103, MCA; AND PROVIDING AN APPLICABILITY DATE.

HOUSE BILL NO. 375

INTRODUCED BY S. LAVIN

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING MOTOR VEHICLE LIABILITY INSURANCE MINIMUM REQUIREMENTS FOR PROPERTY DAMAGE; AMENDING SECTION 61-6-103, MCA; AND PROVIDING AN APPLICABILITY DATE."

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NEW SECTION. **Section 2. Applicability.** [This act] applies to motor vehicle insurance liability policies issued or renewed on or after ~~October 1, 2015~~ JANUARY 1, 2016.

- END -

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NEW SECTION. **Section 2. Applicability.** [This act] applies to motor vehicle insurance liability policies issued or renewed on or after October 1, 2015.

- END -

# MINUTES

## MONTANA HOUSE OF REPRESENTATIVES
## 64th LEGISLATURE - REGULAR SESSION

## COMMITTEE ON TRANSPORTATION

**Call to Order:** Chair Steve Lavin, on February 11, 2015 at 3:00 PM, in Room 455 Capitol

## ROLL CALL

**Members Present:**

Rep. Steve Lavin, Chair (R)
Rep. Christy Clark, Vice Chair (R)
Rep. Nancy Wilson, Vice Chair (D)
Rep. Clayton Fiscus (R)
Rep. Frank Garner (R)
Rep. George G. Kipp III (D)
Rep. Wendy McKamey (R)
Rep. Mike Miller (R)
Rep. Kathy Swanson (D)

**Members Excused:** Rep. Rob Cook (R)
Rep. Willis Curdy (D)
Rep. Margaret (Margie) MacDonald (D)
Rep. Lee Randall (R)
Rep. Bridget Smith (D)

**Members Absent:** None

**Staff Present:** Kendra Balian, Committee Secretary
Dave Bohyer, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 407, 2/6/2015; HB 414, 2/6/2015; HB 415, 2/6/2015; HB 375, 2/4/2015; HB 391, 2/4/2015; HB 394, 2/4/2015; SB 184, 2/4/2015

00:00:00 Chair Lavin

## HEARING ON HB 414

**Opening Statement by Sponsor**:

00:01:21 Rep. Mike Lang (R), HD 33, opened the hearing on HB 414, Generally revise vehicle license laws.

**Proponents' Testimony**:
00:02:18 Ronda Wiggers, Montana County Treasurers Association (MCTA)

**Opponents' Testimony**: None

**Informational Testimony**: None

**Questions from Committee Members and Responses**:
00:04:09 Rep. Garner
00:04:40 Rep. Lang
00:04:59 Ronda Wiggers, MCTA
00:05:18 Rep. Kipp
00:05:41 Ronda Wiggers, MCTA
00:06:06 Rep. McKamey
00:06:20 Ronda Wiggers, MCTA

**Closing by Sponsor**:
00:06:41 Rep. Lang

## HEARING ON HB 407

**Opening Statement by Sponsor**:

00:07:22 Rep. Virginia Court (D), HD 50, opened the hearing on HB 407, Increase certain vehicle registration fees to benefit Virginia/Nevada cities.
**EXHIBIT(trh31a01)**
**EXHIBIT(trh31a02)**
**EXHIBIT(trh31a03)**
**EXHIBIT(trh31a04)**

**Proponents' Testimony**:
00:19:23 Marilyn Ross, self
00:25:51 Phillip Maechling, self

**Opponents' Testimony**:
00:27:58 Bob Walker, Montana Snowmobile Association, Montana Trail Vehicle Riders Association, and Last Chance Gulch Motorcycle Club
00:30:26 Ronda Wiggers, Montana County Treasurers Association (MCTA)

**Informational Testimony**: None

**Questions from Committee Members and Responses**:
00:34:29 Rep. Wilson
00:34:52 Rep. Court
00:34:59 Rep. Wilson
00:35:06 Rep. Court
00:35:41 Rep. Fiscus
00:35:56 Rep. Court
00:36:04 Rep Fiscus
00:36:12 Rep. Court
00:36:20 Rep. Fiscus
00:36:45 Rep. Court
00:37:16 Rep. Fiscus
00:37:21 Rep. Court
00:37:57 Rep. MacDonald arrived
00:38:05 Rep. McKamey
00:38:19 Rep. Court
00:38:43 Rep. McKamey
00:39:32 Rep. Court

**Closing by Sponsor**:
00:40:02 Rep. Court

## HEARING ON SB 184

**Opening Statement by Sponsor**:

00:43:04 Sen. Jill Cohenour (D), SD 42, opened the hearing on SB 184, Allow for display of electronic proof of motor vehicle insurance.

**Proponents' Testimony**:
00:44:51 Jason Hildenstab, Montana Highway Patrol (MHP)

**Opponents' Testimony**: None

**Informational Testimony**: None

**Questions from Committee Members and Responses**:
00:46:01 Rep. Miller
00:46:28 Jason Hildenstab, MHP
00:47:22 Rep. Clark
00:47:40 Sen. Cohenour

**Closing by Sponsor**:
00:48:17 Sen. Cohenour

## HEARING ON HB 394

**Opening Statement by Sponsor**:

00:49:24 Rep. Gerald (Jerry) Bennett (R), HD 1, opened the hearing on HB 394, Revise bicycle safety laws.

**Proponents' Testimony**:
00:51:42 Melinda Barnes, Bike Walk Montana
**EXHIBIT(trh31a05)**

00:56:07 Arlin Hall, Adventure Cycling Association
00:59:23 Rep. Cook arrived
01:01:29 Todd Burger, AAA Mountain West
01:02:17 Bill Cochran, Gallatin Valley Bike Club
01:05:00 Bob Walker, Bike Walk Montana and Helena Bicycle Club
01:06:31 Bob Worthington, self

**Opponents' Testimony**: None

**Informational Testimony**: None

**Questions from Committee Members and Responses**:
01:08:12 Rep. McKamey
01:08:42 Rep. J. Bennett
01:09:11 Rep. McKamey
01:09:29 Rep. J. Bennett
01:10:12 Rep. Fiscus
01:10:37 Rep. J. Bennett
01:11:31 Rep. Fiscus
01:12:10 Rep. J. Bennett
01:12:23 Rep. Fiscus
01:12:38 Rep. J. Bennett

**Closing by Sponsor**:
01:13:04 Rep. J. Bennett

## HEARING ON HB 391

**Opening Statement by Sponsor**:

01:14:57 Rep. David (Doc) Moore (R), HD 92, opened the hearing on HB 391, Generally revise snowmobile laws.

**Proponents' Testimony**:
01:18:21 Curtis Friede, Kurt's Polaris
01:20:47 James Eagleson, self

**Opponents' Testimony**:
01:26:30 Bob Walker, self
01:27:02 Rep. Curdy arrived

**Informational Testimony**:
01:29:49 Chas VanGenderen, Fish, Wildlife, and Parks (FWP)
01:30:14 Rhonda Wiggers, Montana County Treasurers Associations (MCTA)
01:30:28 John Hagengruber, U.S. Forest Service

**Questions from Committee Members and Responses**:
01:30:53 Rep. Wilson
01:31:17 John Hagengruber, United States Forest Service (USFS)
01:32:28 Rep. Clark
01:32:36 Chas VanGenderen, FWP
01:32:59 John Hagengruber, USFS
01:33:12 Rep. Clark
01:33:25 John Hagengruber, USFA
01:33:41 Rep. McKamey
01:33:57 John Hagengruber, USFS
01:34:29 Rep. McKamey
01:34:30 John Hagengruber, USFS
01:35:19 Rep. McKamey
01:35:48 John Hagengruber, USFS
01:35:49 Rep. McKamey
01:36:03 John Hagengruber, USFS
01:36:29 Rep. Curdy
01:36:47 John Hagengruber, USFS

**Closing by Sponsor**:
01:37:35 Rep. D. Moore

## HEARING ON HB 415

**Opening Statement by Sponsor**:

01:39:28 Rep. Frank Garner (R), HD 7, opened the hearing on HB 415, Revise laws governing highway work zones.

**Proponents' Testimony**:
01:42:07 Cary Hegreberg, Montana Contractors Association (MTCA)
01:48:05 Chris Cavazos, Montana American Federation of Labor & Congress of Industrial Organizations (AFL-CIO), and Laborers 1686
01:48:43 Trevor Livesay, Montana Lines Incorporated
01:55:01 Kevin Christensen, Montana Department of Transportation (DOT)
01:55:55 Jason Hildenstab, Montana Highway Patrol (MHP)
01:57:15 J.D. Lynch, Montana State Building and Construction Trades
01:57:47 Derek Harvey, Career Firefighters of Montana
01:58:33 Todd Burger, AAA Mountain West

**Opponents' Testimony**: None

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

01:59:12 Rep. Miller
02:00:00 Rep. Garner
02:01:12 Rep. Fiscus
02:01:54 Rep. Garner
02:02:41 Rep. Fiscus
02:03:51 Rep. Garner
02:04:15 Rep. Fiscus
02:04:35 Rep. Garner
02:04:50 Rep. Wilson
02:07:09 Rep. Garner
02:07:51 Kevin Christensen, DOT
02:09:14 Rep. Wilson
02:10:10 Kevin Christensen, DOT
02:11:04 Rep. Wilson
02:11:17 Kevin Christensen, DOT
02:12:25 Rep. McKamey
02:13:18 Rep. Garner

**Closing by Sponsor**:

02:13:26 Rep. Garner

## HEARING ON HB 375

**Opening Statement by Sponsor**:

02:15:45 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 375, Revise motor vehicle minimum liability insurance laws.
Note: Rep. Clark assumed the role of Chair

**Proponents' Testimony**:

02:18:41 Bob Biskupiak, self
02:24:55 Barry "Spook" Stang, Motor Carriers of Montana
02:25:18 Ronda Wiggers, Northwestern Energy

**Opponents' Testimony**:

02:25:43 Bruce Spencer, Property Casualty Insurance and Allstate

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

02:28:12 Rep. Fiscus
02:28:35 Bruce Spencer, Property Casualty Insurance and Allstate
02:28:55 Rep. Fiscus
02:29:10 Bruce Spencer, Property Casualty Insurance and Allstate
02:29:46 Rep. Fiscus
02:29:52 Bruce Spencer, Property Casualty Insurance and Allstate
02:29:58 Rep. Cook

02:30:46 Bob Biskupiak, self
02:30:56 Rep. Cook
02:31:06 Bob Biskupiak, self
02:31:33 Bruce Spencer, Property Casualty Insurance and Allstate
02:31:52 Rep. Cook
02:32:07 Bob Biskupiak, self
02:32:44 Rep. McKamey
02:33:18 Bob Biskupiak, self

**Closing by Sponsor**:
02:33:55 Rep. Lavin

02:35:58 Chair Clark
02:36:09 Chair Lavin
02:36:50 Rep. Lavin
02:36:52 Chair Lavin

## ADJOURNMENT

Adjournment: 02:37:07

_____
Kendra Balian, Secretary

kb

Additional Documents:

**EXHIBIT(trh31aad.pdf)**

# Montana State Legislature

**2015 SESSION**

**ADDITIONAL DOCUMENTS**

**Business Page**

**[Signed by Chairman]**

**Roll Call**

**Standing Committee Reports**

**Tabled Bills**

**Fiscal Reports**

**Rolls Call Votes**

**Proxy Forms**

**Visitor Registrations**

***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

Montana Historical Society Archives
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Helena MT 59620-1201
2015 Legislative
E-Document Specialist Susie Hamilton

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES**
**64th LEGISLATURE - REGULAR SESSION**

**HOUSE TRANSPORTATION COMMITTEE**

**Date:** Wednesday, February 11, 2015
**Place:** Capitol

**Time:** 3:00 PM
**Room:** 455

**BILLS and RESOLUTIONS HEARD:**

HB 375 - Revise motor vehicle minimum liability insurance laws - Rep. Steve Lavin
HB 391 - Generally revise snowmobile laws - Rep. David (Doc) Moore
HB 394 - Revise bicycle safety laws - Rep. Gerald (Jerry) Bennett
HB 407 - Increase certain vehicle registration fees to benefit Virginia/Nevada cities - Rep. Virginia Court
HB 414 - Generally revise vehicle license laws - Rep. Mike Lang
HB 415 - Revise laws governing highway work zones - Rep. Frank Garner
SB 184 - Allow for display of electronic proof of motor vehicle insurance - Sen. Jill Cohenour

**EXECUTIVE ACTION TAKEN:**

None Taken

**Comments:**

REP. Steve Lavin, Chair

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL

DATE Feb 11, 2015

| NAME | PRESENT | ABSENT/EXCUSED |
|---|---|---|
| REP. STEVE LAVIN, CHAIRMAN | ✓ | |
| REP. CHRISTY CLARK, VICE CHAIR | ✓ | |
| REP. NANCY WILSON, VICE CHAIR | ✓ | |
| REP. ROB COOK | | ✓ |
| REP. WILLIS CURDY | | ✓ |
| REP. CLAYTON FISCUS | ✓ | |
| REP. FRANK GARNER | ✓ | |
| REP. GEORGE KIPP III | ✓ | |
| REP. MARGIE MACDONALD | | ✓ |
| REP. WENDY MCKAMEY | ✓ | |
| REP. MIKE MILLER | ✓ | |
| REP. LEE RANDALL | | ✓ |
| REP. BRIDGET SMITH | | ✓ |
| REP. KATHY SWANSON | ✓ | |

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 375

SPONSOR(S): Rep. Steve Lavin

SHORT TITLE: Revise motor vehicle minimum liability insurance laws

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Spook Stang | MCM | X | | |
| Bob Biskupiak | Independent Insurance Agent | X | | |
| Duane Mitchell | Richland Co | T | | |
| Brad Spencer | PCt Dist | | X | |
| Judge Learned | AIA | | X | |
| Loren H. Young | Richland Co. | X | | |
| Ronda Wiggers | NorthWestern Energy | X | | |

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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 415

SPONSOR(S): Rep. Frank Garner

SHORT TITLE: Revise laws governing highway work zones

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Chris Carr | MTAFL-CIO | X | | |
| Jason Mildenstein | MHP | X | | |
| John Lynch | MT Building & Construct Trades | X | | |
| Derek J. Harvey | MSCOPFF | X | | |
| BRIAN REED | MSCOPFF | X | | |
| KEVIN CHRISTENSEN | MDT | X | | |
| Cary Hegreberg | Contractors | X | | |
| TREVOR LIVESAY | MONTANA LINES, INC. | X | | |
| TODD BUTLER | AAA | Y | | |

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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 391

SPONSOR(S): Rep. David (Dc) Moore

SHORT TITLE: Generally revise snowmobile laws

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| John Hoggengruber | USFS | | | ✓ |
| Chas Van Genderen | FWP/Parks | | ✓ | ✓ |
| Dan Walker | | | | |
| Curtis Friede | | ✓ | | |
| Brian Dennis | | ✓ | | |
| James Eagleson | | ✓ | | |
| Ronda Wiggers | Mt Cntry Trsrs Assoc | | | & |
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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 394

SPONSOR(S): Rep. Gerald (Jerry) Bennett

SHORT TITLE: Revise bicycle safety laws

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Melinda Barnes | Bike Walk Montana | X | | |
| Arlen Hall | Adventure Cycling Assoc | X | | |
| TODD BURGER | AAA MTW | X | | |
| Bob Walker | MT Trucking Association | X | | |
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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: SB 184

SPONSOR(S): Sen. Jill Cohenour

SHORT TITLE: Allow for display of electronic proof of motor vehicle insurance

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Jason Hildenstab | MHP | X | | |
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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 407

SPONSOR(S): Rep. Virginia Court

SHORT TITLE: Increase certain vehicle registration fees to benefit Virginia / Nevada cities

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Marilyn Ross | Self | ✓ | | |
| Bob Walker | | | ✓ | |
| Ronda Wiggers | MT County T&R Assoc | | X | |
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# MONTANA HOUSE OF REPRESENTATIVES

## VISITORS REGISTER

## TRANSPORTATION COMMITTEE

DATE Feb 11, 2015 BILL NO: HB 414

SPONSOR(S): Rep. Mike Lang

SHORT TITLE: Generally revise vehicle license laws

Please leave prepared testimony with secretary.
Witness Statement forms are available if you care to submit written testimony.

PLEASE PRINT PLEASE PRINT PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Informt'l |
|---|---|---|---|---|
| Shane Gorder | Richland Co | X | | |
| Stephanie Vuhasselt | Richland Co | X | | |
| Duane Mitchell | Richland Co | ↑ | | |
| Ronda Wiggers | Mt City Trs Assoc | X | | |
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Montana SNOWMOBILE Association

www.M-S-A.org
P.O. Box 56
Black Eagle, MT 59414-0056

ADDITIONAL DOCUMENTS

February 10, 2015

To: House Transportation Committee

Re: House Bill 391

The Montana Snowmobile Association, a statewide organization of individual members and twelve local district clubs, opposes House Bill 391.

A study conducted last year by the American Council of Snowmobile Associations dedicated an entire chapter to the use of tracked OHVs on groomed trails. A copy of that chapter is included with this letter. The width of tracked OHVs is a prime concern given that their width is substantively more than a snowmobile's width which results in safety issues and also problems for the trail system.

Montana law defines a Snowmobile as being "48 inches or less" in width. House Bill 391 fails to address any width limitations for tracked OHVs – which is a very serious error given the substantial width differential between snowmobiles, wheeled UTVs and all tracked OHVs.

The field testing conducted last winter by Trails Consulting found the following tracked vehicle widths (which are also noted in the attached report excerpt):

Snowmobile width: 48" or less
Tracked ATV width: 52"
Tracked Polaris 570 RZR width: 61.5" (this vehicle's wheeled width is 50") – I'm currently testing one of these vehicles which I have on loan from Polaris
Tracked Polaris Ranger: 68.5"
Tracked John Deere Gator: 70.5"

All tracked UTVs are absolutely too wide to be safely operated on groomed snowmobile trails without trail widening and adopting wider, more expensive grooming equipment. A tracked ATV's width is 4" wider than a snowmobile's width – while this may not seem huge, it's enough to warrant a minimum 9- to 10-feet wide grooming drag to ensure safe two-way travel.

Thank you for the opportunity to submit our comments.

Sincerely;

SH

Scott Herzog, President

# Chapter One Excerpts from: Assessment of Tracked OHV Use on Groomed Snowmobile Trails

**Conducted by Trails Work Consulting**
**For the American Council of Snowmobile Associations**

**September 2014**

# *CHAPTER 1: TRACKED OHV MANAGEMENT CONSIDERATIONS*

## RECOMMENDATIONS FOR CONCURRENT OHV MANAGEMENT

Local jurisdictions should consider the following factors when deciding to either allow or prohibit concurrent OHV use on groomed snowmobile trails. While the importance of each factor will vary by locale, all should be fully considered for informed and objective local decision making:

1. **Funding Assistance:**
2. **Risk Management:**
3. **Landowner/Land Manager Permission**

4. **Groomed Trail Width:** The grooming implement (drag or tiller) used on a snowmobile trail where concurrent OHV use is allowed must be a key consideration since the implement's width determines the groomed trail's 'managed width.' Unlike other trails, a snowmobile trail must frequently be reestablished after new snowfall or drifting – oftentimes daily, several times weekly, or no less than once weekly. Therefore a single pass with the grooming implement is what ultimately establishes and maintains a snowmobile trail's width at the beginning of the season and between subsequent snowfall or wind events.

   While trail width can be widened with successive grooming passes that overlap and widen the initial groomed trail route, significant time (many hours, up to multiple days) often passes between initial trail establishment/reestablishment and widening passes. Subsequently 'widening passes' can generally not be depended upon to provide wider (than the grooming implement's width) trails that are safe for all allowed vehicles – unless the second widening pass occurs almost immediately after the first pass. This is important since 'groomed trail' status implies/requires a higher standard of care than ungroomed trails.

   Public snowmobile trails with two-way traffic should generally be managed so that a single grooming pass establishes a groomed trail width that safely accommodates at least twice the width of the widest vehicles allowed on the trail. Since all tracked ATVs and UTVs are generally wider than snowmobiles, wider trails (and therefore wider grooming equipment) may likely be required when concurrent OHV use is allowed.

   The following minimum grooming implement widths should be used, according to the width of vehicles allowed on the trail, to provide minimum sufficient trail width for two-way vehicle traffic to meet. Wider grooming equipment should be considered when possible to increase the margin of safety.

   **Snowmobile-only Trails:** A modern snowmobile is generally 48 inches or less in width; allowing twice this width (96 inches) for two-way traffic suggests that a grooming implement at least 8'-6" (102 inches) wide should be used on groomed trails where only snowmobile use is allowed (no tracked ATV/UTV use is permitted). While an 8'-6" wide implement provides minimum required clearance, a 9-feet wide implement would provide better width for two-way snowmobile traffic.

   **Trails with Tracked ATV Use:** The tracked ATV used for this project's field test was 52 inches wide; allowing twice this width (104 inches) for two-way traffic suggests that a grooming

implement at least nine feet (108 inches) wide should be used on groomed trails where tracked ATV use is allowed (but no UTV use is permitted). While a 9-feet wide implement provides minimum required clearance, a 10-feet wide implement would provide better width for two-way tracked ATV traffic.

**Trails with Tracked UTV Use:** The tracked UTVs used for this project's field test were 68.5 to 70.5 inches wide; allowing twice this width (137 to 141 inches) for two-way traffic suggests that a grooming implement at least twelve feet (144 inches) wide should be used on groomed trails where tracked UTV use is allowed. While a twelve feet wide implement provides minimum required clearance, a grooming implement that is at least 12'-6" wide or wider would provide better width for two-way tracked UTV traffic.

**NOTE:** Phase 2 of this Assessment project is currently evaluating impacts from a tracked Polaris 570 RZR. While this vehicle is 50-inches wide with wheels, its tracked width is 61.5-inches wide. This is a critically important factor since the 50-inch RZR is considered a 'summer trail legal width' it's tracked width would no longer be a legal width on summer motorized trail routes. While a 10.5-feet wide implement provides minimum required clearance, a grooming implement that is at least 11' wide or wider would provide better width for two-way tracked RZR (small 570 model) traffic.

Tracked OHV use (other than tracked motorcycles) clearly requires wider groomed trail widths than what is required for snowmobile-only trails. This creates a potential need for wider grooming implements, which could create at least two new issues for trail managers:

A. **Increased Clearing Width:** A trail's 'clearing width' is its narrowest opening along the trail between gate posts, bridge abutments, trees, rock outcrops, etc. This narrowest width, even if it's at only one location, dictates the maximum width of trail grooming equipment since it must be able to cover 100% of all groomed trails. Consequently 'clearing width' may need to be enlarged on some trails if implement width needs to be increased to provide wider trails for tracked OHV use. Wider equipment could in turn require tree removal, widening of gates, removal of outcroppings, and/or widening of bridges in order to accommodate passage for nine to twelve feet wide (or even wider) grooming implements. The trail manager will subsequently incur additional costs for required trail widening work; there could also potentially be increased environmental impacts from tree removal and the other trail widening efforts.

B. **Increased Operating Costs:** Trail grooming operating costs typically increase as the width of grooming equipment increases. Pulling a wider grooming implement, particularly a 10 to 12-feet plus wide drag, could require more tractor horsepower. Using wider grooming equipment typically consumes more fuel and may also lead to higher maintenance and repair costs due to the tractor working harder to pull heavier implements. Overall grooming costs will likely increase.

5. **Trail Grooming:**
6. **Potential Trail Use Patterns:**
7. **Potential Partnerships:**
8. **Shoulder Season and Off-Season Management:**

# MINUTES

## MONTANA HOUSE OF REPRESENTATIVES
## 64th LEGISLATURE - REGULAR SESSION

## COMMITTEE ON TRANSPORTATION

**Call to Order:** Chair Steve Lavin, on February 13, 2015 at 3:00 PM, in Room 455 Capitol

## ROLL CALL

**Members Present:**

Rep. Steve Lavin, Chair (R)
Rep. Nancy Wilson, Vice Chair (D)
Rep. Rob Cook (R)
Rep. Willis Curdy (D)
Rep. Frank Garner (R)
Rep. George G. Kipp III (D)
Rep. Margaret (Margie) MacDonald (D)
Rep. Wendy McKamey (R)
Rep. Mike Miller (R)
Rep. Lee Randall (R)

**Members Excused:** Rep. Christy Clark, Vice Chair (R)
Rep. Clayton Fiscus (R)
Rep. Bridget Smith (D)
Rep. Kathy Swanson (D)

**Members Absent:** None

**Staff Present:** Kendra Balian, Committee Secretary
Dave Bohyer, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action

00:00:00 Chair Lavin

## EXECUTIVE ACTION ON HB 304

00:01:04 **Motion:** Rep. Randall moved that **HB 304 DO PASS**.

00:01:14 **Motion/Vote:** Rep. MacDonald moved that the **HB 304 BE AMENDED**. Motion carried unanimously. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

**EXHIBIT(trh33a01)**

00:03:10 **Motion:** Rep. Randall moved that **HB 304 DO PASS AS AMENDED**.

**Discussion:**

00:03:27 Rep. McKamey
00:04:53 Rep. MacDonald
00:05:45 Rep. Curdy
00:06:20 Rep. Randall
00:06:59 Rep. Miller
00:07:22 Rep. Cook

00:08:02 **Vote:** Motion failed 7-7 by roll call vote with Rep. Cook, Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

00:09:33 **Motion/Vote:** Rep. Randall moved that **HB 304 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

## EXECUTIVE ACTION ON HB 286

00:09:52 **Motion:** Rep. Randall moved that **HB 286 DO PASS**.

**Discussion:**

00:10:10 Rep. Curdy
00:10:33 Dave Bohyer, Legislative Services Division (LSD)
00:10:36 Chair Lavin

00:10:58 **Motion/Vote:** Rep. Curdy moved that the **HB 286 BE AMENDED**. Motion carried unanimously. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

**EXHIBIT(trh33a02)**

00:14:43 **Motion:** Rep. Randall moved that **HB 286 DO PASS AS AMENDED**.

**Discussion:**

00:14:52 Rep. McKamey
00:15:50 Rep. Curdy
00:16:16 Rep. McKamey

00:16:51 Rep. Wilson
00:17:14 Rep. Garner
00:17:48 Rep. MacDonald
00:19:03 Rep. McKamey
00:20:12 Rep. Randall

00:20:45 **Vote:** Motion failed 7-7 by roll call vote with Rep. Cook, Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus, Rep. Randall, Rep. Smith and Rep. Swanson voted by proxy.

00:21:36 **Motion/Vote:** Rep. Randall moved that **HB 286 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Smith and Rep. Swanson voted by proxy.

## EXECUTIVE ACTION ON HB 267

00:22:13 Rep. Randall
00:23:29 Rep. Cook
00:23:43 Chair Lavin
00:23:49 Dave Bohyer, LFD
00:24:05 Rep. Cook
00:24:22 Dave Bohyer, LFD

00:25:30 **Motion:** Rep. Randall moved that **HB 267 DO PASS**.

00:25:47 **Motion:** Rep. Cook moved that the **HB 267 BE AMENDED**.
**EXHIBIT(trh33a03)**

**Discussion**:
00:26:00 Dennis Stefanitsis, Uber Technologies
00:28:38 Chair Lavin
00:28:42 Rep. Cook
00:29:19 Rep. Randall
00:29:38 Dennis Stefanitsis, Uber
00:30:21 Rep. Cook
00:31:10 Dennis Stefanitsis, Uber
00:31:29 Rep. McKamey
00:31:52 Dennis Stefanitsis, Uber
00:32:20 Chair Lavin
00:32:24 Rep. Randall
00:32:43 Chair Lavin
00:32:48 Bruce Spencer, America's Health Insurance Plans, Property Casualty Insurers Association of America (PCIAA), and Allstate Insurance Company
00:33:04 Rep. Randall
00:33:48 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
00:37:24 Rep. Miller
00:37:35 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
00:38:09 Rep. Wilson

00:38:35 Bruce Spencer, America's Health Insurance Plans, PCIAA, And Allstate
00:39:39 Chair Lavin
00:39:50 Dennis Stefanitsis, Uber
00:41:09 Chair Lavin
00:41:14 Rep. Cook
00:41:30 Rep. Swanson arrived

00:43:20 **Vote:** Motion failed 4-10 by roll call vote with Rep. Fiscus, Rep. Garner, Rep. Lavin and Rep. Randall voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:43:30 **Motion:** Rep. Cook moved that the **HB 267 BE AMENDED**.
**EXHIBIT(trh33a04)**

**Discussion**:
00:44:22 Rep. Garner
00:44:30 Rep. Wilson

00:44:52 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:45:34 **Motion:** Rep. Randall moved that the **HB 267 BE AMENDED**.
**EXHIBIT(trh33a05)**

**Discussion**:
00:47:11 Dave Bohyer, LFD
00:49:04 Rep. Cook
00:49:36 Dave Bohyer, LFD
00:49:54 Rep. Cook
00:50:00 Dave Bohyer, LFD
00:50:10 Rep. Cook
00:50:15 Rep. Wilson
00:51:28 Dave Bohyer, LFD
00:52:00 Chuck Denowh, Uber Technologies
00:53:05 Rep. Wilson
00:53:53 Rep. Miller

00:55:00 **Vote:** Motion carried unanimously by roll call vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

00:55:09 **Motion:** Rep. Randall moved that **HB 267 DO PASS AS AMENDED**.

**Discussion:**
00:55:24 Rep. Miller
00:56:12 Rep. MacDonald
00:58:06 Rep. Garner
00:59:26 Chair Lavin

00:59:50 **Vote:** Motion failed 6-8 by roll call vote with Rep. Fiscus, Rep. Lavin, Rep. McKamey, Rep. Randall, Rep. Smith and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:01:01 **Motion/Vote:** Rep. Randall moved that **HB 267 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

## EXECUTIVE ACTION ON HB 375

01:01:27 **Motion:** Rep. Randall moved that **HB 375 DO PASS**.

**Discussion:**
01:01:50 Chair Lavin
01:02:16 Rep. Cook
01:03:00 Chair Lavin
01:03:14 Rep. Cook
01:03:17 Chair Lavin
01:03:24 Rep. Garner

01:04:02 **Vote:** Motion carried 12-2 by voice vote with Rep. Curdy and Rep. Randall voting no. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

## EXECUTIVE ACTION ON HB 391

01:04:48 **Motion:** Rep. Randall moved that **HB 391 DO PASS**.

**Discussion:**
01:05:44 Rep. Curdy

01:06:33 **Motion:** Rep. Lavin moved that **HB 391 BE AMENDED**.
**EXHIBIT(trh33a06)**

**Discussion:**
01:06:48 Dave Bohyer, LFD

01:07:27 **Vote:** Motion carried unanimously by voice vote. Rep. Clark and Rep. Smith voted by proxy.

01:07:55 **Motion:** Rep. Randall moved that **HB 391 DO PASS AS AMENDED**.

**Discussion:**
01:07:58 Rep. Wilson

01:08:24 **Substitute Motion/Vote:** Rep. Miller made a substitute motion that **HB 391 BE TABLED**. Substitute Motion carried 13-1 by voice vote with Rep. Garner voting no. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

## EXECUTIVE ACTION ON HB 394

01:09:12 **Motion:** Rep. Randall moved that **HB 394 DO PASS**.

**Discussion:**
01:09:14 Rep. Curdy
01:09:31 Chair Lavin
01:10:17 Rep. Randall
01:10:43 Rep. Wilson
01:11:45 Rep. MacDonald
01:12:40 Rep. Cook

01:13:18 **Vote:** Motion failed 7-7 by roll call vote with Rep. Curdy, Rep. Kipp, Rep. MacDonald, Rep. McKamey, Rep. B. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:14:27 **Motion/Vote:** Rep. Randall moved that **HB 394 BE TABLED**. Motion carried 13-0 by voice vote. Rep. Clark and Rep. Fiscus voted by proxy.

## EXECUTIVE ACTION ON HB 407

01:14:47 **Motion:** Rep. Randall moved that **HB 407 DO PASS**.

**Discussion:**
01:15:12 Rep. McKamey
01:15:52 Chair Lavin
01:15:55 Rep. MacDonald
01:17:00 Rep. Wilson
01:17:59 Rep. Garner
01:18:52 Rep. Miller
01:19:12 Rep. Curdy
01:19:20 Rep. Wilson
01:19:28 Rep. Curdy
01:19:32 Chair Lavin
01:19:46 Rep. Curdy
01:20:34 Rep. McKamey
01:21:47 Rep. MacDonald
01:22:22 Rep. McKamey
01:22:57 Rep. Garner
01:23:01 Rep. MacDonald
01:23:11 Rep. Curdy
01:23:27 Chair Lavin

01:23:35 **Vote:** Motion failed 5-9 by roll call vote with Rep. Curdy, Rep. MacDonald, Rep. Smith, Rep. Swanson and Rep. Wilson voting aye. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

01:24:44 **Motion/Vote:** Rep. Randall moved that **HB 407 BE TABLED**. Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

## EXECUTIVE ACTION ON HB 414

01:25:08 **Motion:** Rep. Randall moved that **HB 414 DO PASS**.

**Discussion:**
01:25:27 Rep. Miller
01:25:44 Chair Lavin

01:25:45 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus and Rep. Smith voted by proxy.

## EXECUTIVE ACTION ON HB 415

01:26:08 **Motion:** Rep. Randall moved that **HB 415 DO PASS**.

**Discussion:**
01:26:25 Rep. McKamey
01:27:00 Rep. Garner
**EXHIBIT(trh33a07)**

01:27:32 Without objection, Rep. Randall withdrew the DO PASS motion.

01:37:32 Rep. Garner left

## EXECUTIVE ACTION ON SB 184

01:27:43 **Motion:** Rep. Randall moved that **SB 184 BE CONCURRED IN**.

**Discussion:**
01:27:58 Chair Lavin
01:28:17 Rep. Curdy
01:28:47 Rep. Kipp

01:29:42 **Vote:** Motion carried unanimously by voice vote. Rep. Clark, Rep. Fiscus, Rep. Garner and Rep. Smith voted by proxy. Rep. Cook will carry the bill.

01:30:23 Chair Lavin

## ADJOURNMENT

Adjournment: 01:30:48

_____
Kendra Balian, Secretary

kb

Additional Documents:

**EXHIBIT(trh33aad.pdf)**

# Montana State Legislature

**2015 SESSION**

**ADDITIONAL DOCUMENTS**

**Business Page**

**[Signed by Chairman]**

**Roll Call**

**Standing Committee Reports**

**Tabled Bills**

**Fiscal Reports**

**Rolls Call Votes**

**Proxy Forms**

**Visitor Registrations**

***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

Montana Historical Society Archives
225 N. Roberts
Helena MT 59620-1201
2015 Legislative
E-Document Specialist Susie Hamilton

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES**
**64th LEGISLATURE - REGULAR SESSION**

**HOUSE TRANSPORTATION COMMITTEE**

**Date:** Friday, February 13, 2015
**Place:** Capitol

**Time:** 3:00 PM
**Room:** 455

**BILLS and RESOLUTIONS HEARD:**

None

**EXECUTIVE ACTION TAKEN:**

| | |
|---|---|
| HB 375 | Do Pass |
| HB 414 | Do Pass |
| SB 184 | Be Concurred In |
| HB 267 | Be Tabled |
| HB 286 | Be Tabled |
| HB 304 | Be Tabled |
| HB 391 | Be Tabled |
| HB 394 | Be Tabled |
| HB 407 | Be Tabled |

**Comments:**

REP. Steve Lavin, Chair

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL

DATE February 13, 2015

| NAME | PRESENT | ABSENT/EXCUSED |
|---|---|---|
| REP. STEVE LAVIN, CHAIRMAN | ✓ | |
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | |
| REP. ROB COOK | ✓ | |
| REP. WILLIS CURDY | ✓ | |
| REP. CLAYTON FISCUS | | ✓ |
| REP. FRANK GARNER | ✓ | |
| REP. GEORGE KIPP III | ✓ | |
| REP. MARGIE MACDONALD | ✓ | |
| REP. WENDY MCKAMEY | ✓ | |
| REP. MIKE MILLER | ✓ | |
| REP. LEE RANDALL | ✓ | |
| REP. BRIDGET SMITH | ✓ | ✓ |
| REP. KATHY SWANSON | | ✓ |

14 MEMBERS

## HOUSE STANDING COMMITTEE REPORT



Mr. Speaker:

We, your committee on **Transportation** recommend that **House Bill 375** (first reading copy -- white) **do pass**.

Signed: _____
*Representative Steve Lavin, Chair*

- END -

**Committee Vote:**
**Yes 12, No 2**
Fiscal Note Required __

HB0375001SC.hbb

5:17 pm 2/13/15

## HOUSE STANDING COMMITTEE REPORT

**February 13, 2015**


Mr. Speaker:

We, your committee on **Transportation** recommend that **House Bill 414** (first reading copy -- white) **do pass**.

Signed: _____
*Representative Steve Lavin, Chair*

- END -

**Committee Vote:**
**Yes 14, No 0**
Fiscal Note Required X

HB0414002SC.hbb

5:12 PM
2/13/15

## HOUSE STANDING COMMITTEE REPORT



Mr. Speaker:

We, your committee on **Transportation** recommend that **Senate Bill 184** (third reading copy -- blue) **be concurred in**.

Signed: _____
*Representative Steve Lavin, Chair*

To be carried by Representative Rob Cook

- END -

**Committee Vote:**
**Yes 14, No 0**
Fiscal Note Required __

SB0184001SC12598.hbb

5:27 pm 2/13/15

COMMITTEE FILE COPY

# BILL TABLED NOTICE

**HOUSE TRANSPORTATION COMMITTEE**

The **HOUSE TRANSPORTATION COMMITTEE** TABLED

**HB 267 - Generally revise laws related to motor carriers - Rep. Ellie Boldman Hill**
**HB 286 - Require roads to remain open during a dispute over legal access - Rep. Tom Jacobson**
**HB 304 - Increase penalty for blocking a public road - Rep. Mitch Tropila**
**HB 391 - Generally revise snowmobile laws - Rep. David (Doc) Moore**
**HB 394 - Revise bicycle safety laws - Rep. Gerald (Jerry) Bennett**
**HB 407 - Increase certain vehicle registration fees to benefit Virginia/Nevada cities - Rep. Virginia Court**

by motion, on **Friday, February 13, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

Kendra Balian
(For the Committee)

(For the Chief Clerk of the House)

7pm / 2/13/15
(Time) (Date)

February 13, 2015 (6:38pm) Kendra Balian, Secretary Phone: 444-7353

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB 286 DATE 2/13/15

MOTION Do Pass as Amended

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | | ✓ | |
| REP. MARGIE MACDONALD | ✓ | | |
| REP. CLAYTON FISCUS | | ✓ | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | ✓ | | |
| REP. KATHY SWANSON | ✓ | | ✓ |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | ✓ | | |
| REP. WENDY MCKAMEY | | ✓ | |
| REP. FRANK GARNER | | ✓ | |
| REP. GEORGE KIPP III | ✓ | | |
| REP. STEVE LAVIN, CHAIRMAN | | ✓ | |

7 -7

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER_____ DATE_____

MOTION HB Amendment 026702 Do Pass

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | | ✓ | |
| REP. LEE RANDALL | ✓ | | |
| REP. MARGIE MACDONALD | | ✓ | |
| REP. CLAYTON FISCUS | ✓ | | ✓ |
| REP. BRIDGET SMITH | | ✓ | ✓ |
| REP. ROB COOK | | ✓ | |
| REP. KATHY SWANSON | | ✓ | |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | | ✓ | |
| REP. WENDY MCKAMEY | | ✓ | |
| REP. FRANK GARNER | ✓ | | |
| REP. GEORGE KIPP III | | ✓ | |
| REP. STEVE LAVIN, CHAIRMAN | ✓ | | |

4 - 10

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB 267 DATE February 13, 2015

MOTION Amendment HB026711. abd do pass

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | ✓ | | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | ✓ | | |
| REP. MARGIE MACDONALD | ✓ | | |
| REP. CLAYTON FISCUS | ✓ | | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | ✓ | | |
| REP. KATHY SWANSON | ✓ | | |
| REP. MIKE MILLER | ✓ | | |
| REP. WILLIS CURDY | ✓ | | |
| REP. WENDY MCKAMEY | ✓ | | |
| REP. FRANK GARNER | ✓ | | |
| REP. GEORGE KIPP III | ✓ | | |
| REP. STEVE LAVIN, CHAIRMAN | ✓ | | |

14 - 0

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB 267 DATE 2/13/15

MOTION Do Pass as Twice Amended

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | ✓ | | |
| REP. MARGIE MACDONALD | | ✓ | |
| REP. CLAYTON FISCUS | ✓ | | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | | ✓ | |
| REP. KATHY SWANSON | | ✓ | |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | | ✓ | |
| REP. WENDY MCKAMEY | ✓ | | |
| REP. FRANK GARNER | | ✓ | |
| REP. GEORGE KIPP III | | ✓ | |
| REP. STEVE LAVIN, CHAIRMAN | ✓ | | |

6 - 8

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB ~~394~~ 394 DATE 2/13/15

MOTION Do Pass

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | | ✓ | |
| REP. MARGIE MACDONALD | ✓ | | |
| REP. CLAYTON FISCUS | | ✓ | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | | ✓ | |
| REP. KATHY SWANSON | ✓ | | |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | ✓ | | |
| REP. WENDY MCKAMEY | ✓ | | |
| REP. FRANK GARNER | | ✓ | |
| REP. GEORGE KIPP III | ✓ | | |
| REP. STEVE LAVIN, CHAIRMAN | | ✓ | |

7 - 7

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB 407 DATE 2/13/15

MOTION Do Pass

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | | ✓ | |
| REP. MARGIE MACDONALD | ✓ | | |
| REP. CLAYTON FISCUS | | ✓ | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | | ✓ | |
| REP. KATHY SWANSON | ✓ | | |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | ✓ | | |
| REP. WENDY MCKAMEY | | ✓ | |
| REP. FRANK GARNER | | ✓ | |
| REP. GEORGE KIPP III | | ✓ | |
| REP. STEVE LAVIN, CHAIRMAN | | ✓ | |

5-9

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## TRANSPORTATION COMMITTEE

## ROLL CALL VOTE

BILL NUMBER HB 304 DATE 2/13/15

MOTION Do Pass as Amended

| NAME | AYE | NO | PROXY |
|---|---|---|---|
| REP. CHRISTY CLARK, VICE CHAIR | | ✓ | ✓ |
| REP. NANCY WILSON, VICE CHAIR | ✓ | | |
| REP. LEE RANDALL | | ✓ | |
| REP. MARGIE MACDONALD | ✓ | | |
| REP. CLAYTON FISCUS | | ✓ | ✓ |
| REP. BRIDGET SMITH | ✓ | | ✓ |
| REP. ROB COOK | ✓ | | |
| REP. KATHY SWANSON | ✓ | | ✓ |
| REP. MIKE MILLER | | ✓ | |
| REP. WILLIS CURDY | ✓ | | |
| REP. WENDY MCKAMEY | | ✓ | |
| REP. FRANK GARNER | | ✓ | |
| REP. GEORGE KIPP III | ✓ | | |
| REP. STEVE LAVIN, CHAIRMAN | | ✓ | |

7 - 7

14 MEMBERS

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the HOUSE TRANSPORTATION

Committee because of other commitments. I desire to leave my proxy vote with:

ROB COOK

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

| | BILL/AMENDMENT | AYE | NO |
|---|---|---|---|
| 7-7 | HB304 | | X |
| | HB030402.ALK | X | X |
| 7-7 | HB286 | | X |
| | HB028601.ADB | X | |
| 6-8 | HB267 | | X |
| | HB26702.ASN | | X |
| | HB026723.ADB | X | |
| | HB026711.ADB | X | |
| | HB0375 | X | |
| | HB391 (TABLE) | X | X |
| | HB0391D1.ALK | X | X |
| 7-7 | HB394 | | X |
| 5-9 | HB407 | | X |
| | HB414 | X | |

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| HB415 (WITHDRAWN) | | |
| SB184 | X | |
| HB 267 (TABLE) | X | |
| HB 394 (TABLE) | X | |
| HB 407 (TABLE) | X | |
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Rep. _____ Date 13 FEB 2015
(Signature)

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the TRANSPORTATION Committee because of other commitments. I desire to leave my proxy vote with:

_____

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| SB 164 | ✓ | |
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| BILL/AMENDMENT | AYE | NO |
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Rep. _____ Date 2-13-15
(Signature)

FRANK GARNER

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the Transportation Committee because of other commitments. I desire to leave my proxy vote with: Nancy Wilson

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| Amend 30402.glk | X | |
| HB 304 | X | |
| HB 2660.ADB | X | |
| HB 286 | X | |
| HB 286 table | X | |
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| BILL/AMENDMENT | AYE | NO |
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Rep. Kathy Swanson (Signature) Date 2/13/15

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the Transportation Committee because of other commitments. I desire to leave my proxy vote with:

_____

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| HB 304 Am | / | |
| HB 304 | | / |
| HB 304 Table | / | |
| HB 286 Am | / | |
| HB 286 | | / |
| Table 286 | / | |
| HB 267 am02 | / | |
| HB 267 am23 | / | |
| HB 267 adb | / | |
| HB 267 asam | / | |
| Table 267 | / | |
| HB 395 | / | |
| HB 391 Table | / | |
| HB 394 | | / |

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| HB 407 | | / |
| HBB 414 | / | |
| SB 184 | / | |
| HB 286 table | / | |
| HB 394 table | / | |
| HB 407 table | / | |

Rep. Greg Gianforte
(Signature)

Date 2-13-15

*The Big Sky Country*

# MONTANA HOUSE OF REPRESENTATIVES

## AUTHORIZED COMMITTEE PROXY

I request to be excused from the Transportation Committee because of other commitments. I desire to leave my proxy vote with: Nancy Wilson

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| Amend 30483.A1K | X | |
| HB304 | X | |
| HB0284.01.ABB | X | |
| HB284 | X | |
| HB0267.02.ASN | | X |
| HB267 11.A-Db | X | |
| HB267 | X | |
| HB391 table | X | |
| HB 394 | X | |
| HB 411 A | X | |
| [illegible] | X | |
| SB 184 | X | |
| HB 286 Table | X | |
| HB 267 table | X | |

| BILL/AMENDMENT | AYE | NO |
|---|---|---|
| HB375 | X | |
| HB391 amd | X | |
| HB407 | X | |
| HB407 (table) | X | |
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Rep. Bridget Smith (Signature)

Date 2/13/15

# MINUTES

## MONTANA SENATE
## 64th LEGISLATURE - REGULAR SESSION

## COMMITTEE ON HIGHWAYS AND TRANSPORTATION

**Call to Order:** Chair Elsie Arntzen, on March 5, 2015 at 3:00 PM, in Room 405 Capitol

## ROLL CALL

**Members Present:**

Sen. Elsie Arntzen, Chair (R)
Sen. Gordon Vance, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Dee Brown (R) (arrived after roll call)
Sen. Edward Buttrey (R)
Sen. Christine Kaufmann (D)
Sen. Sue Malek (D) (arrived after roll call)
Sen. Scott Sales (R)
Sen. Diane Sands (D) (arrived after roll call)
Sen. Janna Taylor (R)
Sen. Fred Thomas (R) (arrived after roll call)
Sen. Lea Whitford (D) (arrived after roll call)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary
Leanne Kurtz, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 414, 2/24/2015; HJ 10, 2/18/2015; HB 375, 2/24/2015; SB 375, 2/20/2015

00:00:30 Chair Arntzen
00:00:35 Sen. Sands entered the hearing.

## HEARING ON HB 414

**Opening Statement by Sponsor**:

00:02:15 Rep. Mike Lang (R), HD 33, opened the hearing on HB 414, Generally revise vehicle license laws.

**Proponents' Testimony**:

00:04:07 Ronda Wiggers, Montana County Treasurers Association (MCTA)
00:05:40 Sen. Malek entered the hearing.

**Opponents' Testimony**: None

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

00:06:50 Sen. Buttrey
00:07:29 Rep. Lang
00:07:42 Sen. Buttrey
00:07:59 Ms. Wiggers, MCTA

**Closing by Sponsor**:

00:08:41 Rep. Lang

00:08:52 Chair Arntzen
00:09:12 Rep. Lang

## HEARING ON HJ 10

**Opening Statement by Sponsor**:

00:09:40 Rep. Ellie Boldman Hill (D), HD 90, opened the hearing on HJ 10, Interim study on passenger rail.

**Proponents' Testimony**:

00:11:34 Sen. Brown entered the hearing.
00:14:25 Dave Strohmaier, self
00:16:55 Chuck McMillan, self,
**EXHIBIT(his46a01)**

00:25:38 Mac Palmer, self
00:27:24 Matt Kuntz, National Alliance on Mental Illness

**Opponents' Testimony**:

00:28:30 Bob Sivertsen, self

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

00:32:23 Sen. Barrett
00:33:53 Rep. Hill

**Closing by Sponsor**:

00:34:36 Rep. Hill

00:34:53 Sen. Thomas entered the hearing.

## HEARING ON HB 375

**Opening Statement by Sponsor**:

00:38:07 Rep. Steve Lavin (R), HD 8, opened the hearing on HB 375, Revise motor vehicle minimum liability insurance laws.

**Proponents' Testimony**:

00:40:13 Bob Biskupiak, Independent Insurance Agents Association
00:44:29 Dwight Easton, Farmers Insurance Company
00:46:09 Spook Stang, executive vice president, Motor Carriers of Montana

**Opponents' Testimony**:

00:46:50 Bruce Spencer, Property Casualty Insurers Association of America (PCI)

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

00:47:56 Sen. Barrett
00:49:00 Mr. Spencer, PCI
00:49:30 Sen. Barrett
00:49:47 Rep. Lavin
00:50:09 Sen. Brown
00:50:28 Rep. Lavin
00:50:38 Sen. Brown

**Closing by Sponsor**:

00:50:51 Rep. Lavin

00:51:33 Chair Arntzen
00:51:42 Rep. Lavin

## HEARING ON SB 375

**Opening Statement by Sponsor**:

00:52:14 Sen. Scott Sales (R), SD 35, opened the hearing on SB 375, Revise highway speed limits and heavy truck and truck tractor speed limits.

**Proponents' Testimony**:

00:55:19 Tom Butler, colonel, Montana Highway Patrol (MHP)
00:55:39 Sen. Whitford entered the hearing.

**Opponents' Testimony**:

00:59:54 Ray Kuntz, chairman and CEO, Watkins & Shepard Trucking
**EXHIBIT(his46a02)**

01:06:12 Ed Grady, self
**EXHIBIT(his46a03)**

01:08:08 Kelly Flaherty-Settle, self
01:10:52 Bob Gilbert, Montana Tow Truck Association; Montana School Bus Contractors Association
01:17:49 Denice Harris, AAA of Montana
01:20:31 Spook Stang, executive vice president, Motor Carriers of Montana
**EXHIBIT(his46a04)**

01:29:25 Cary Hegreberg, executive director, Montana Contractors Association

**Informational Testimony**: None

01:31:59 Dwane Kailey, chief engineer, Department of Transportation (MDT)

**Questions from Committee Members and Responses**:

01:33:38 Sen. Barrett
01:34:55 Mr. Kailey, MDT
01:35:33 Sen. Sands
01:36:45 Mr. Kailey
01:36:50 Sen. Sands
01:37:14 Sen. Sales
01:39:28 Sen. Sands
01:41:22 Mr. Kailey
01:41:27 Sen. Thomas
01:45:48 Mr. Kailey
01:45:59 Sen. Thomas
01:46:31 Mr. Butler, MHP

01:47:14 Chair Arntzen
01:50:52 Mr. Butler
01:51:29 Sen. Whitford
01:53:34 Mr. Kailey
01:53:52 Sen. Whitford
01:55:25 Mr. Butler
01:56:03 Sen. Barrett
01:56:56 Sen. Sales
01:57:18 Sen. Barrett
01:58:03 Mr. Kailey
01:58:08 Sen. Buttrey
01:58:43 Mr. Kailey

**Closing by Sponsor**:

01:58:54 Sen. Sales

02:02:14 Chair Arntzen

**ADJOURNMENT**

Adjournment: 5:02 P.M.

_____
Charlene Devine, Secretary

cd

Additional Documents:

**EXHIBIT(his46aad.pdf)**

# Montana State Legislature

**2015 SESSION**

**ADDITIONAL DOCUMENTS**

**Business Page**

**[Signed by Chairman]**

**Roll Call**

**Standing Committee Reports**

**Tabled Bills**

**Fiscal Reports**

**Rolls Call Votes**

**Proxy Forms**

**Visitor Registrations**

***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

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2015 Legislative
E-Document Specialist Susie Hamilton

**BUSINESS REPORT**

**MONTANA SENATE**
**64th LEGISLATURE - REGULAR SESSION**

**SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE**

**Date:** Thursday, March 5, 2015
**Place:** Capitol

**Time:** 3:00 PM
**Room:** 405

**BILLS and RESOLUTIONS HEARD:**

HB 375 - Revise motor vehicle minimum liability insurance laws - Rep. Steve Lavin
HB 414 - Generally revise vehicle license laws - Rep. Mike Lang
HJ 10 - Interim study on passenger rail - Rep. Ellie Boldman Hill
SB 375 - Revise highway speed limits and heavy truck and truck tractor speed limits - Sen. Scott Sales

**EXECUTIVE ACTION TAKEN:**

**Comments:**

SEN. Elsie Arntzen, Chair

# MONTANA STATE SENATE
# ROLL CALL
## HIGHWAYS AND TRANSPORTATION COMMITTEE

DATE: 3-5-2015 2015

| NAME | PRESENT | ABSENT/ EXCUSED |
|---|---|---|
| Chairman Arntzen | ✓ | |
| Vice Chair Vance | ✓ | |
| Senator Whitford | | ✓ |
| Senator Barrett | ✓ | |
| Senator Brown | | ✓ |
| Senator Buttrey | ✓ | |
| Senator Kaufmann | ✓ | |
| Senator Malek | | ✓ |
| Senator Sales | ✓ | |
| Senator Sands | | ✓ |
| Senator Taylor | ✓ | |
| Senator Thomas | | ✓ |

# MONTANA STATE SENATE
## Visitors Register
## SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

**Thursday, March 5, 2015**

**HB 414 - Generally revise vehicle license laws**
Sponsor: **Rep. Mike Lang**

PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Info |
|---|---|---|---|---|
| Lynda Wiggers | Mt City Tsr Assoc | X | | |
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**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

# MONTANA STATE SENATE
## Visitors Register
## SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

**Thursday, March 5, 2015**

**HJ 10 - Interim study on passenger rail**
Sponsor: **Rep. Ellie Boldman Hill**

**PLEASE PRINT** PLEASE PRINT

| Name | Representing | Support | Oppose | Info |
|---|---|---|---|---|
| [illegible] | Ellie Hill | ✓ | | |
| Dave Strohmaier | self | ✓ | | |
| Mac Palmer | Self | ✓ | | |
| Bob Sivertsen | Self | | ✓ | |
| Matt Kunz | NAMI Montana | ✓ | | |
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**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

# MONTANA STATE SENATE
## Visitors Register
## SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

**Thursday, March 5, 2015**

**HB 375 - Revise motor vehicle minimum liability insurance laws**
Sponsor: **Rep. Steve Lavin**

**PLEASE PRINT** PLEASE PRINT

| Name | Representing | Support | Oppose | Info |
|---|---|---|---|---|
| Brook Stang | MCM | X | | |
| Dirk Easton | Farmers Ins (Amd) | X | | |
| Bill Spencer | PCI | | X | |
| Bob Biskupiak | Ind. Ins Agents Assoc | X | | |
| Richard Mittenberger | Self | | | |

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

# MONTANA STATE SENATE
## Visitors Register
## SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

**Thursday, March 5, 2015**

**SB 375 - Revise highway speed limits and heavy truck and truck tractor speed limits**

Sponsor: **Sen. Scott Sales**

PLEASE PRINT PLEASE PRINT

| Name | Representing | Support | Oppose | Info |
|---|---|---|---|---|
| Kelly Flaherty - Settle | Self | | X | |
| Ed Smith | Self | | X | |
| Dave Neumiller | self | | X | |
| Ray Kuntz | Watkins & Shepherd Trucking | | X | |
| Spark Stang | MEM | | X | |
| Bob Gilbert | MTTA & MSEEA | | | |
| Tom Butler | MUP | X | | |
| Dwane Kailey | MDT | | | X |
| ~~Denise Harris~~ | ~~MDT~~ | | X | |
| Cary Hegreberg | Contractors | | X | |
| Anna O'Donnell | AAA | | X | |
| ~~Denise Harris~~ | ~~AAA~~ | | X | |

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

**Additional Documents**
**SENATE:** Highways & Transportation
**Date:** 3-5-2015
**Bill No.** HJ 10

HJ 10 – Interm Study of Rail Transportation in Montana and Creating a Montana Passenger Rail Commission

Testimony by Bob Sivertsen, Havre Mt laredoenterprises76@gmail.com

**I rise in opposition to HJ 10 –**

It creates another layer of Government.

We already have a Surface Transportation Board that deals with Rail Issues
What would the Mt Rail Comm do that the STB doesn't already do?
Don't we already have enough government?

There is a cost associated with the Interm Study.
There will be a cost for operations of the Mt Rail Commission.

Where is the Fiscal Note?

For your information, the legislation makes reference to the Lack of Rail Road Capacity on the Northern Rte (Line 18)
Please know that BNSF invested about $6 billion on its Rail System in 2014.
Its projected that the Co will invest another $ 5 billion system wide this year, with about $700 million being spent for upgrades on the Northern Rte.
Double Tracking from Minot to Glasgow is to be completed in 2016.
BNSF is hiring another 600 employees for the Northern Rte, Minot & Havre Sectors.
There is more intermittent double tracking along the Northern Rte as well.

This Legislation creates more government.
The Legislation requires appropriations from the General Fund of which is already overdrawn if all spending bills were to pass this session.

**Please vote to table HJ 10**

Thank You

**Additional Documents**
**SENATE: Highways & Transportation**
**Date:** 3-5-2015
**Bill No.** HJ 10

3/5/15
**Montana Senate Highways and Transportation Committee**

**Testimony in support of HJ 10**

Madam chair and committee members,

My name is Dave Strohmaier and I'm a former city councilman and current resident of Missoula. I'm here urging your support of House Joint Resolution 10.

In the early 1890s, my great grandfather would have likely taken the Northern Pacific Railway to arrive in Butte, where he worked as a butcher. Around 1914, my grandfather on the other side of the family would have taken the Great Northern to Wolf Point, en route to his homestead near Vida. For over a century, passenger rail has been a vital piece of Montana's heritage and transportation infrastructure. Today, the Empire Builder remains an important link to communities along the Hi-Line, seeing nearly 118,000 boardings and alightings in FY 2014 (52,000 of which were in Whitefish, alone), and directly contributing over $5 million in payroll and procurement contracts. Southern Montana has been without regular passenger rail service since 1979.

HJ 10 recognizes the importance of passenger rail to Montana's communities and economy, and proactively establishes an interim committee of the legislature to investigate how to improve passenger rail service, including the possibility of establishing a dedicated citizen commission to oversee passenger rail in the state.

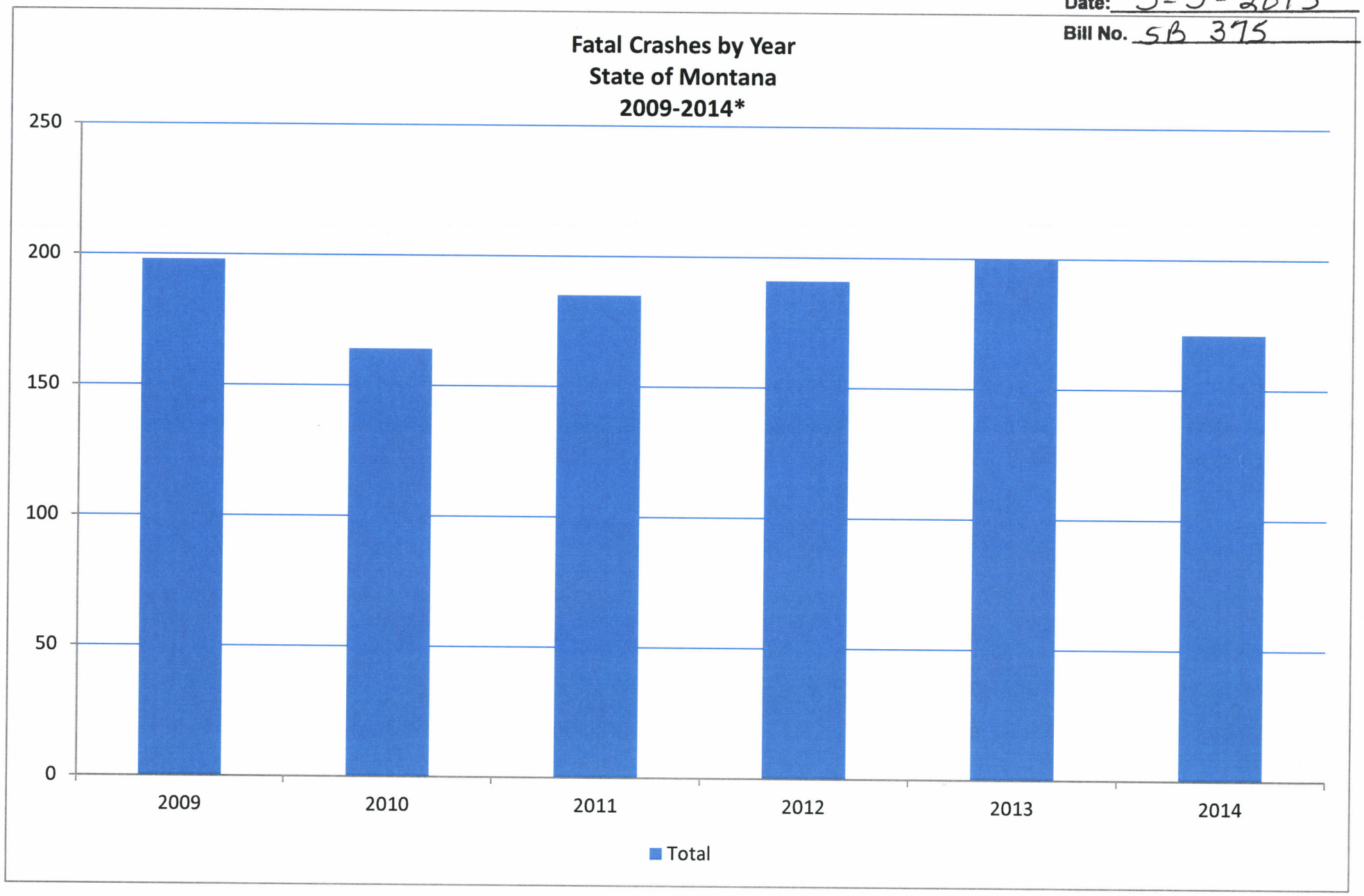
Rather than waiting passively for the federal government to show leadership on this issue, HJ 10 creates a mechanism for Montana to play a leadership role when it comes to passenger rail in this state.

If ever there was a day when airlines and flying were glamorous, it's not anymore, and passenger rail provides an added transportation option for seniors, tourists, and business travelers. While representing the 10,000 constituents of my ward in Missoula, I found passenger rail to hold strong bipartisan support. I urge your support HJ 10, recognizing passenger rail as an important component of Montana's transportation future.

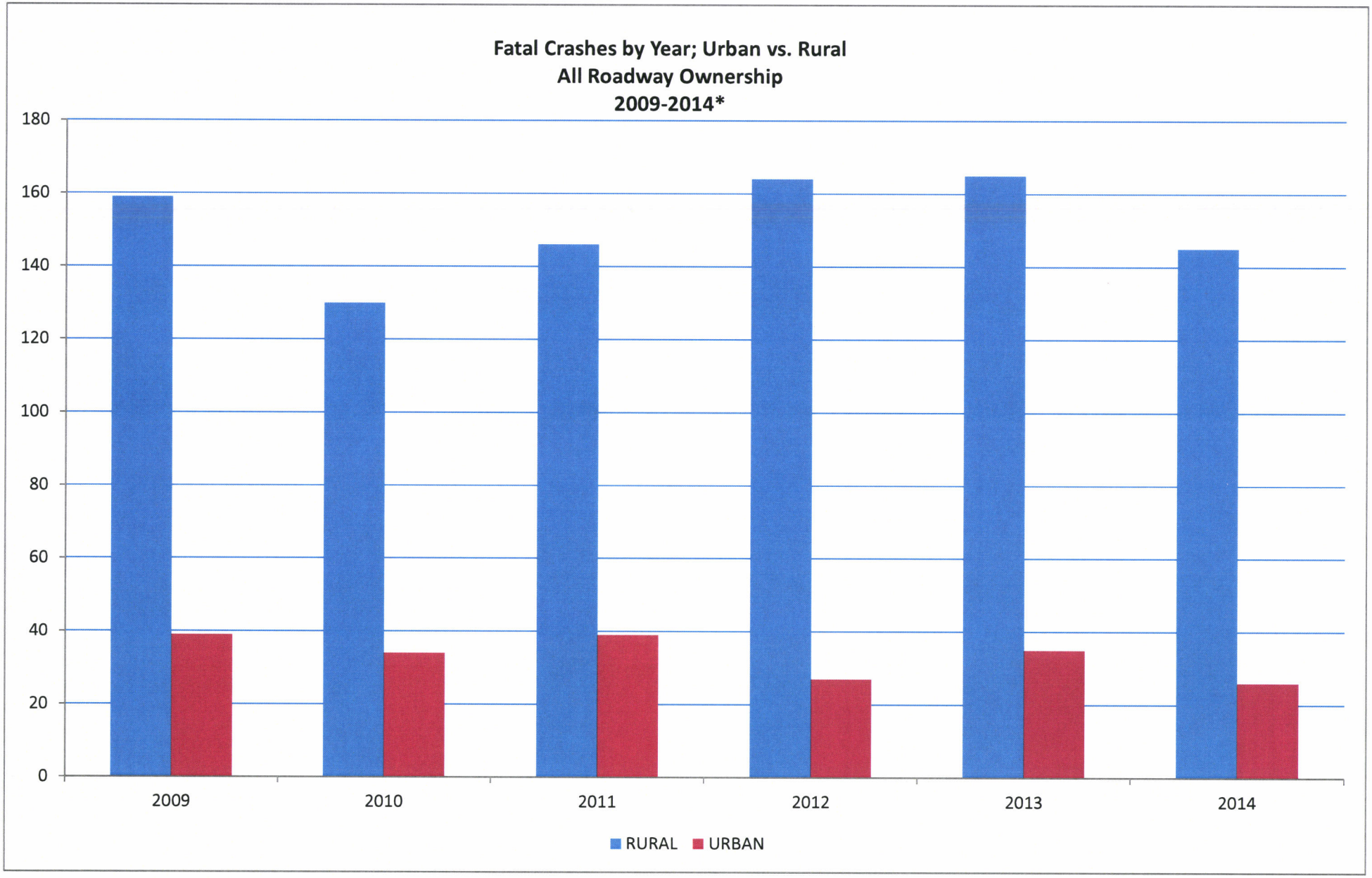
Thank you.

Dave Strohmaier
508 E. Pine
Missoula, MT 59802
406.529.5580
dstrohmaier@msn.com

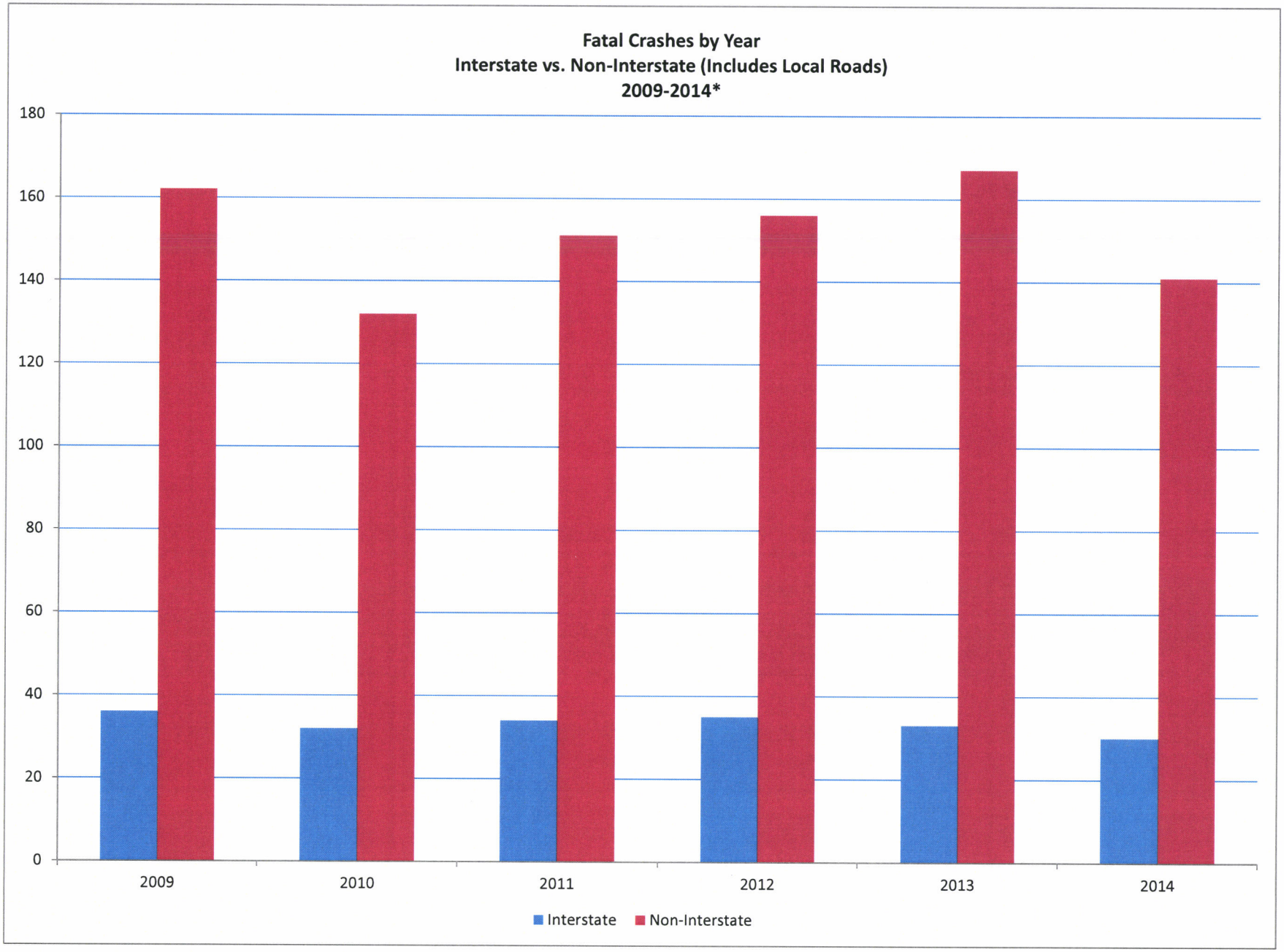
Additional Documents
SENATE: Highways & Transportation
Date: 3-5-2015
Bill No. SB 375




*2014 Crash Data is Preliminary
Source: MDT Crash Database




*2014 Crash Data is Preliminary
Source: MDT Crash Database

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Source: MDT Crash Database

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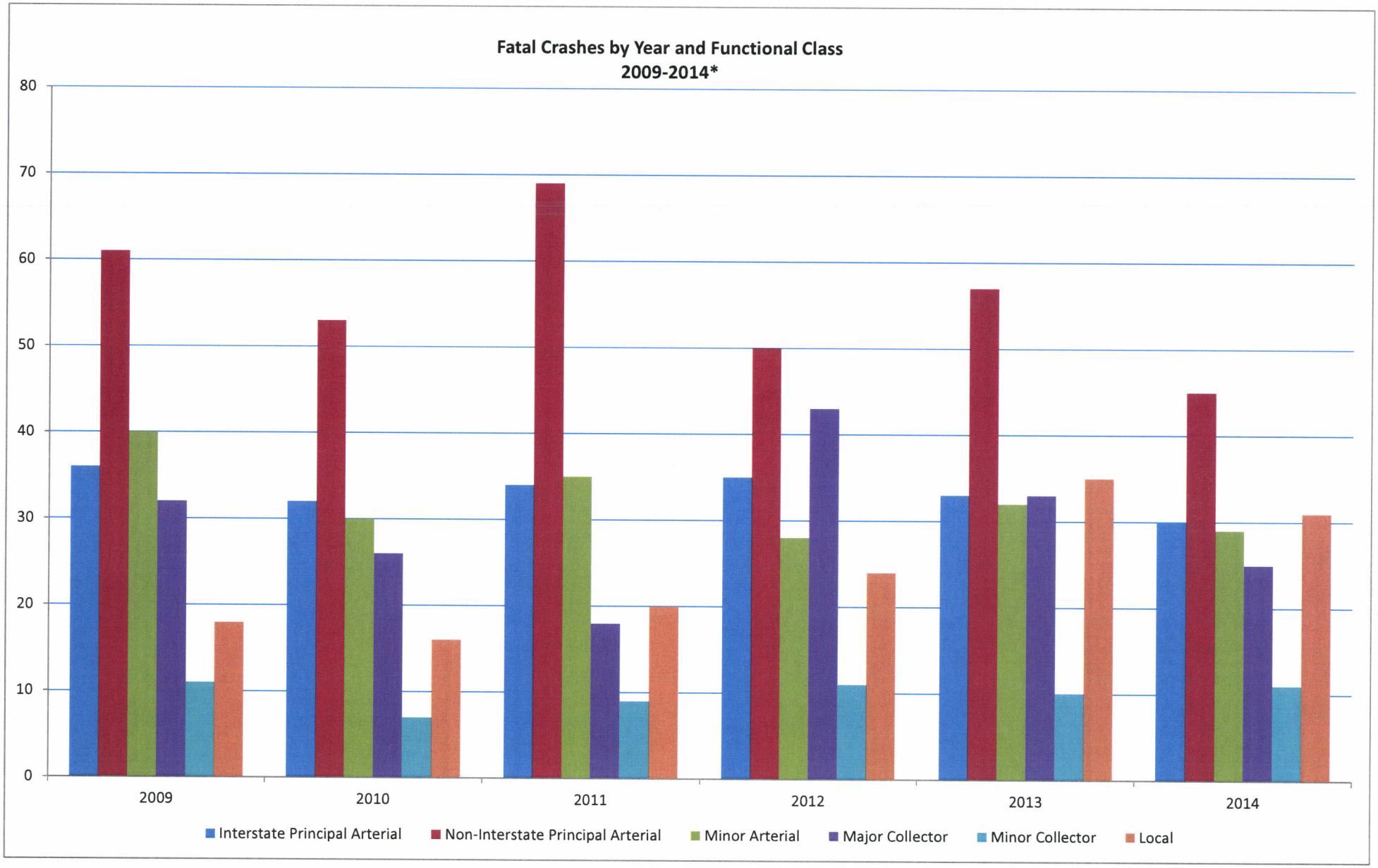
Source: MDT Crash Database



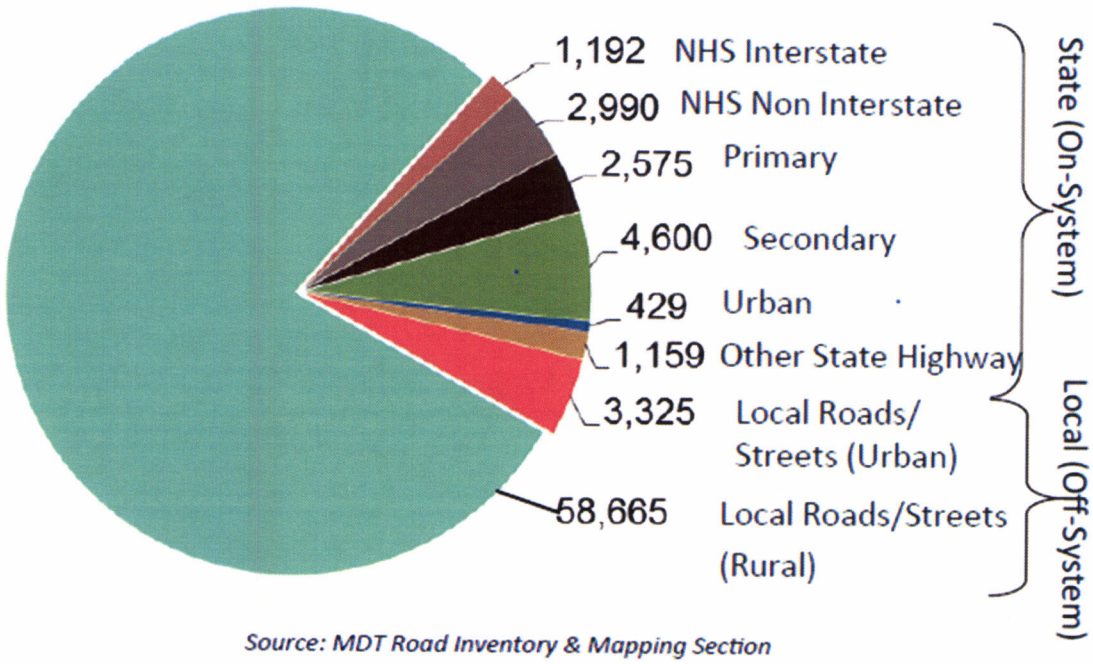

*2014 Crash Data is Preliminary

Source: MDT Crash Database

| | |
|---|---|
| **NHS Interstate** | **1,192** |
| | |
| **Non-Interstate** | **73,743** |
| Local Road/Streets (Rural) | 58,665 |
| Local Road/Streets (Urban) | 3,325 |
| NHS Non-Interstate | 2,990 |
| Primary | 2,575 |
| Secondary | 4,600 |
| Urban | 429 |
| Other State Highways | 1,159 |
| | |
| **Total Public Road Miles** | **74,935** |

Source: MDT Road Inventory & Mapping Section

## Centerline Road Mileage 2013




*Source: MDT Road Inventory & Mapping Section*

| MT 200-Glendive to Fairview<br>Crash Data - Before/After Differential Speed Limit Eliminated<br><br>Before-After Analysis | | |
|---|---|---|
| | **Before Period<br>July 1, 2011 - March 31, 2013** | **After Period<br>April 1, 2013 - December 31, 2014** |
| Number of Crashes | 104 | 127 |
| **Crash Severity** | | |
| Fatal Injury Crashes | 6 | 1 |
| | | |
| Incapacitating Injury Crashes | 5 | 6 |
| Non-Incapacitating Injury Crashes | 14 | 13 |
| Possible Injury Crashes | 13 | 6 |
| Total Injury Crashes | 32 | 25 |
| | | |
| Property Damage Only Crashes | 66 | 101 |
| | | |
| **Injury Severity** | | |
| Number of fatalities | 6 | 1 |
| | | |
| Number of Incapacitating Injuries | 7 | 7 |
| Number of Non-incapacitating Injuries | 17 | 25 |
| Number of Possible Injuries | 20 | 9 |
| Total Number of Injuries | 44 | 41 |
| **Collision Type** | | |
| Domestic Animal | 3 | 4 |
| Fixed Object | 21 | 20 |
| Head on | 5 | 3 |
| Rear End | 8 | 17 |
| Right Angle | 3 | 4 |
| Roll Over | 16 | 18 |
| Sideswipe Opposite Direction | 7 | 9 |
| Sideswipe Same Direction | 9 | 3 |
| Wild Animal | 23 | 43 |
| Lost Control | 4 | 3 |
| Not Fixed Object/Debris | 1 | 1 |
| Other | 0 | 1 |
| Jackknife | 2 | 0 |
| Left Turn Same Direction | 1 | 0 |
| Left Turn Opposite Direction | 0 | 1 |
| Right Turn Same Direction | 1 | 0 |

*2014 Crash Data is Preliminary
Source: MDT Crash Database

# 2015 Session

**This additional document is entitled:**
***Montana Highway Patrol 2013 Annual Report***

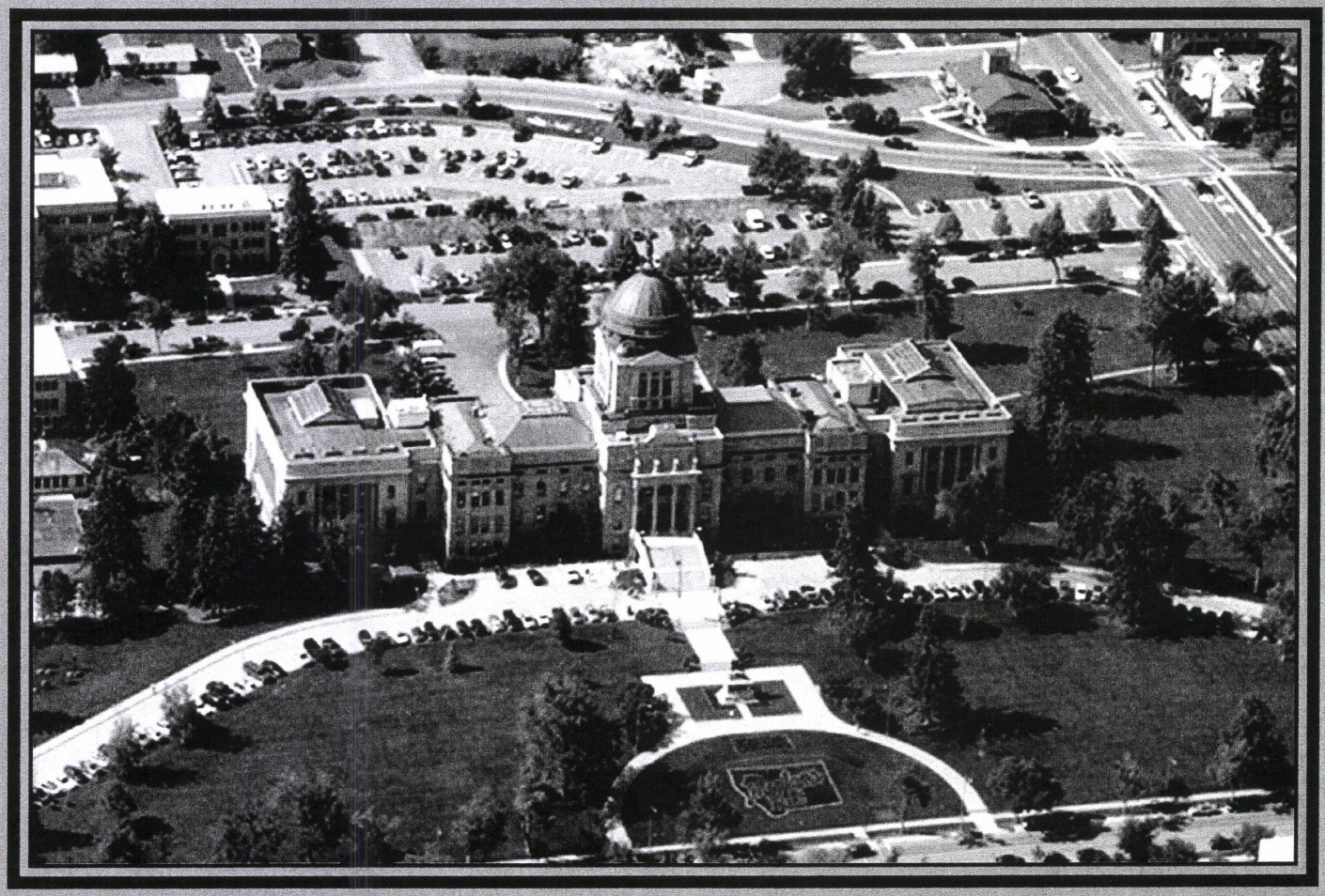
**It cannot be scanned, therefore only the small part of the front/inside cover and the table of tent has been scanned to aid in your research.**

**The original exhibits are on file at the Montana Historical Society and may be viewed there.**

**Montana Historical Society Archives**
**225 N. Roberts**
**Helena MT 59620-1201**
**2015 Legislative Scanner Susie Hamilton**

Additional Documents
SENATE: Highways & Transportation
Date: 3-5-2015
Bill No. SB 375

# Montana Highway Patrol
# 2013 Annual Report



Prepared by the
Montana Highway Patrol

# Montana Highway Patrol
## 2012 Annual Report

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# MONTANA

# JOIN-MHP

**SERVICE•INTEGRITY•RESPECT**

75 YEARS

**www.doj.mt.gov**
**1-877-8-PATROL**

**The Montana Highway Patrol is looking for qualified applicants to become part of our team. You may be eligible to join the Patrol if you possess any of the following:**

- ►High school diploma (or GED)
- ►Montana Basic POST certificate
- ►Out of State POST certificate

**Testing dates and locations are posted on our website**

***http://doj.mt.gov/enforcement/highwaypatrol***

If you are interested in being a part of Montana's premier law enforcement agency, now is your chance. For more information call 406-444-3259 or the number below.

**The Montana Highway Patrol is an AA/EEO Employer**

# CALL 1-877-8-PATROL

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# MINUTES

## MONTANA SENATE
## 64th LEGISLATURE - REGULAR SESSION

## COMMITTEE ON HIGHWAYS AND TRANSPORTATION

**Call to Order:** Chair Elsie Arntzen, on March 12, 2015 at 3:00 PM, in Room 405 Capitol

## ROLL CALL

**Members Present:**

Sen. Elsie Arntzen, Chair (R)
Sen. Gordon Vance, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Dee Brown (R)
Sen. Edward Buttrey (R) (arrived after roll call)
Sen. Christine Kaufmann (D)
Sen. Sue Malek (D)
Sen. Scott Sales (R)
Sen. Janna Taylor (R)
Sen. Fred Thomas (R)
Sen. Lea Whitford (D) (arrived after roll call)

**Members Excused:** Sen. Diane Sands (D)

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary
Leanne Kurtz, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 549, 3/9/2015

Executive Action: HB 415, Tabled; HB 97, Be Concurred In; HB 295, Motion Withdrawn; HB 375, Be Concurred In As Amended; HB 387, Be Concurred In; HB 414, Be Concurred In As Amended; HJ 10, Failed; SB 290, Do Pass As Amended

## EXECUTIVE ACTION ON HB 415

00:00:59 **Motion:** Sen. Vance moved that **HB 415 BE CONCURRED IN**.

**Discussion:**

00:01:45 Leanne Kurtz, Legislative Services Division (LSD)
00:02:34 Sen. Whitford entered the hearing.
00:02:40 Chair Arntzen
00:05:33 Sen. Thomas
00:07:15 Chair Arntzen
00:08:15 Sen. Barrett
00:09:11 Sen. Thomas
00:10:38 Chair Arntzen
00:11:08 Sen. Barrett
00:11:21 Chair Arntzen

00:11:26 **Motion:** Sen. Vance moved that **HB 415 BE AMENDED**.
**EXHIBIT(his51a01)**

**Discussion:**

00:11:40 Ms. Kurtz, LSD
00:12:20 Chair Arntzen
00:12:54 Sen. Thomas
00:13:19 Ms. Kurtz
00:13:39 Sen. Taylor
00:13:45 Chair Arntzen
00:13:49 Sen. Sales
00:14:00 Ms. Kurtz

00:14:20 **Vote:** Motion carried 8-2 by voice vote with Sen. D. Brown and Sen. Sales voting no. Sen. Buttrey and Sen. Sands were excused.

00:14:37 **Motion:** Sen. Kaufmann moved that **HB 415 BE AMENDED**.
**EXHIBIT(his51a02)**

**Discussion:**

00:15:43 Sen. Kaufmann
00:16:42 Sen. Buttrey entered the hearing.
00:17:01 Sen. Thomas
00:17:33 Sen. Kaufmann
00:17:50 Chair Arntzen

00:18:43 **Vote:** Motion carried 8-4 by roll call vote with Sen. Arntzen, Sen. Buttrey, Sen. Thomas and Sen. Vance voting no. Sen. Sands voted by proxy.

00:19:39 **Motion:** Sen. Vance moved that **HB 415 BE CONCURRED IN AS AMENDED**.

00:19:48 **Substitute Motion/Vote:** Sen. Thomas made a substitute motion that **HB 415 BE TABLED**. Substitute Motion failed 6-6 by roll call vote with Sen. Arntzen, Sen. D. Brown, Sen. Sales, Sen. Taylor, Sen. Thomas and Sen. Vance voting aye. Sen. Sands voted by proxy.

00:22:00 **Motion/Vote:** Sen. Kaufmann moved that **HB 415 BE CONCURRED IN AS AMENDED**. Motion failed 5-7 by roll call vote with Sen. Di. Barrett, Sen. Kaufmann, Sen. Malek, Sen. Sands and Sen. Whitford voting aye. Sen. Sands voted by proxy.

00:22:42 **Motion/Vote:** Sen. Vance moved that **HB 415 BE TABLED AND THE VOTE REVERSED**. Motion carried 7-4 by voice vote with Sen. Di. Barrett, Sen. Kaufmann, Sen. Malek and Sen. Whitford voting no. Sen. Sands was excused.

## EXECUTIVE ACTION ON HB 97

00:22:47 **Motion:** Sen. Vance moved that **HB 97 BE CONCURRED IN**.

**Discussion:**

00:22:56 Chair Arntzen
00:23:20 Kevin Christensen, construction engineer, Department of Transportation
00:24:36 Chair Arntzen
00:24:46 Sen. Brown
00:25:28 Sen. Thomas
00:28:26 Sen. Malek
00:29:07 Sen. Buttrey
00:30:30 Sen. Sales

00:32:16 **Vote:** Motion carried 8-4 by roll call vote with Sen. D. Brown, Sen. Sales, Sen. Taylor and Sen. Vance voting no. Sen. Sands voted by proxy. Sen. Buttrey will carry the bill.

## EXECUTIVE ACTION ON HB 295

00:33:10 **Motion:** Sen. Vance moved that **HB 295 BE CONCURRED IN**.

**Discussion:**

00:33:22 Chair Arntzen
00:34:00 Leanne Kurtz, Legislative Services Division
00:34:59 Sen. Vance
00:35:01 Sen. Sales
00:35:22 Chair Arntzen
00:35:59 Sen. Brown
00:36:01 Chair Arntzen
00:36:02 Sen. Barrett
00:36:56 Sen. Buttrey
00:37:05 Chair Arntzen

00:37:30 Sen. Buttrey
00:37:47 Sen. Brown
00:38:10 Sen. Whitford
00:38:59 Sen. Sales
00:39:10 Chair Arntzen
00:39:20 Without objection, Sen. Vance withdrew the BE CONCURRED IN motion.

## EXECUTIVE ACTION ON HB 375

00:40:28 **Motion:** Sen. Vance moved that **HB 375 BE CONCURRED IN**.

**Discussion:**

00:40:38 Chair Arntzen

00:40:55 **Motion:** Sen. Vance moved that **HB 375 BE AMENDED**.
**EXHIBIT(his51a03)**

**Discussion:**

00:41:06 Leanne Kurtz, Legislative Services Division (LSD)
00:41:15 Chair Arntzen
00:41:20 Ms. Kurtz, LSD

00:41:33 **Vote:** Motion carried 11-0 by voice vote. Sen. Sands was excused.

00:41:39 **Motion:** Sen. Vance moved that **HB 375 BE CONCURRED IN AS AMENDED**.

**Discussion:**

00:41:50 Sen. Brown
00:42:28 Sen. Buttrey
00:42:57 Sen. Barrett
00:43:04 Sen. Thomas

00:44:38 **Vote:** Motion carried 7-5 by roll call vote with Sen. Arntzen, Sen. D. Brown, Sen. Sales, Sen. Taylor and Sen. Vance voting no. Sen. Sands voted by proxy. Sen. Buttrey will carry the bill.

00:45:00 Chair Arntzen
00:45:05 Sen. Thomas
00:45:15 Chair Arntzen

## EXECUTIVE ACTION ON HB 387

00:45:26 **Motion:** Sen. Vance moved that **HB 387 BE CONCURRED IN**.

**Discussion:**

00:46:08 Chair Arntzen

00:46:27 Leanne Kurtz, Legislative Services Division
00:46:49 Chair Arntzen
00:47:04 Sen. Barrett
00:47:28 Chair Arntzen

00:47:37 **Vote:** Motion carried 10-2 by voice vote with Sen. Sales and Sen. Vance voting no. Sen. Sands voted by proxy. Sen. Sands will carry the bill.

## EXECUTIVE ACTION ON HB 414

00:47:59 **Motion:** Sen. Vance moved that **HB 414 BE CONCURRED IN**.

00:48:45 **Motion:** Sen. Vance moved that **HB 414 BE AMENDED**.
**EXHIBIT(his51a04)**

**Discussion:**

00:48:55 Leanne Kurtz, Legislative Services Division (LSD)
00:49:10 Sen. Kaufmann
00:49:23 Ms. Kurtz, LSD
00:49:30 Sen. Brown
00:49:49 Sen. Buttrey

00:50:16 **Vote:** Motion carried 11-0 by voice vote. Sen. Sands was excused.

00:50:22 **Motion/Vote:** Sen. Vance moved that **HB 414 BE CONCURRED IN AS AMENDED**. Motion carried 11-0 by voice vote. Sen. Sands was excused. Sen. Sales will carry the bill.

## EXECUTIVE ACTION ON HJ 10

00:50:30 **Motion:** Sen. Vance moved that **HJ 10 BE CONCURRED IN**.

00:50:33 Chair Arntzen

00:51:18 **Vote:** Motion failed 5-7 by roll call vote with Sen. Di. Barrett, Sen. Kaufmann, Sen. Malek, Sen. Sands and Sen. Whitford voting aye. Sen. Sands voted by proxy. (Bill not reported out of committee)

## EXECUTIVE ACTION ON SB 290

00:52:16 **Motion:** Sen. Vance moved that **SB 290 DO PASS**.

**Discussion:**

00:52:22 Leanne Kurtz, Legislative Services Division

00:52:30 **Motion:** Sen. Vance moved that **SB 290 DO PASS AS AMENDED**.
(amendment previously passed by committee, 2/17/2015)

**Discussion:**

00:52:40 Chair Arntzen
00:52:46 Sen. Brown
00:53:23 Sen. Barrett
00:53:35 Sen. Malek

00:53:53 **Vote:** Motion carried 7-5 by roll call vote with Sen. Arntzen, Sen. Barrett, Sen. Malek, Sen. Sands and Sen. Whitford voting no. Sen. Sands voted by proxy.

## HEARING ON HB 549

**Opening Statement by Sponsor**:

00:55:22 Rep. Margaret (Margie) MacDonald (D), HD 51, opened the hearing on HB 549, Add motorcycles to liability insurance laws.

**Proponents' Testimony**: None

**Opponents' Testimony**:

00:58:58 Rep. Kerry White (R), HD 64, self
01:02:00 Pat Wood, self
01:04:44 Royal B. Davis, self
01:10:09 Mike Fellows, Montana Libertarian Party

**Informational Testimony**: None

**Questions from Committee Members and Responses**:

01:11:33 Sen. Brown
01:13:53 Rep. MacDonald
01:13:59 Chair Arntzen
01:14:08 Rep. MacDonald
01:14:14 Chair Arntzen
01:14:22 Sen. Barrett
01:14:59 Rep. MacDonald
01:15:04 Chair Arntzen
01:15:17 Sen. Taylor
01:15:29 Rep. MacDonald
01:15:58 Sen. Sales
01:18:32 Rep. MacDonald
01:18:52 Sen. Malek
01:19:15 Rep. MacDonald
01:19:28 Sen. Taylor
01:20:09 Rep. MacDonald
01:20:39 Sen. Vance
01:21:33 Chair Arntzen
01:22:04 Rep. MacDonald
01:22:33 Sen. Whitford

01:23:02 Rep. MacDonald

**Closing by Sponsor**:

01:23:19 Rep. MacDonald

01:24:07 Chair Arntzen
01:25:29 Sen. Sales
01:25:45 Sen. Kaufmann
01:25:47 Chair Arntzen

**ADJOURNMENT**

Adjournment: 3:31 P.M.

_____
Charlene Devine, Secretary

cd

Additional Documents:

**EXHIBIT(his51aad.pdf)**

SENATE HIGHWAYS AND TRANSPORTATION
EXHIBIT NO. 3
DATE: 3-12-15
BILL NO. HB 375

Amendments to House Bill No. 375
3rd Reading Copy

Requested by Representative Steve Lavin

For the Senate Business, Labor, and Economic Affairs Committee

Prepared by Jameson Walker
February 27, 2015 (9:38am)

1. Page 3, line 15.
**Strike:** "October 1, 2015"
**Insert:** "January 1, 2016"

- END -

# Montana State Legislature

## 2015 SESSION

## ADDITIONAL DOCUMENTS

**Business Page**

**[Signed by Chairman]**

**Roll Call**

**Standing Committee Reports**

**Tabled Bills**

**Fiscal Reports**

**Rolls Call Votes**

**Proxy Forms**

**Visitor Registrations**

***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

Montana Historical Society Archives
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2015 Legislative
E-Document Specialist Susie Hamilton

**BUSINESS REPORT**

**MONTANA SENATE**
**64th LEGISLATURE - REGULAR SESSION**

**SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE**

**Date:** Thursday, March 12, 2015
**Place:** Capitol

**Time:** 3:00 PM
**Room:** 405

**BILLS and RESOLUTIONS HEARD:**

HB 549 - Add motorcycles to liability insurance laws - Rep. Margaret (Margie) MacDonald

**EXECUTIVE ACTION TAKEN:**

HB 415, Tabled
HB 97, Be Concurred In
HB 295, Motion Withdrawn
HB 375, Be Concurred In As Amended
HB 387, Be Concurred In
HB 414, Be Concurred In As Amended

**Comments:**

HJ 10, Failed
SB 290, Do Pass As Amended

SEN. Elsie Arntzen, Chair

# MONTANA STATE SENATE
# ROLL CALL
## HIGHWAYS AND TRANSPORTATION COMMITTEE

DATE: 3-12-2015 2015

| NAME | PRESENT | ABSENT/ EXCUSED |
|---|---|---|
| Chairman Arntzen | ✓ | |
| Vice Chair Vance | ✓ | |
| Senator Whitford | | ✓ |
| Senator Barrett | ✓ | |
| Senator Brown | ✓ | |
| Senator Buttrey | | ✓ |
| Senator Kaufmann | ✓ | |
| Senator Malek | ✓ | |
| Senator Sales | ✓ | |
| Senator Sands | | ✓ |
| Senator Taylor | ✓ | |
| Senator Thomas | ✓ | |

COMMITTEE FILE COPY

# BILL TABLED NOTICE

**SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE**

The **SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE** TABLED

**HB 415 - Revise laws governing highway work zones - Rep. Frank Garner**

by motion, on **Thursday, March 12, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).

Charlene Devine
(For the Committee)

(For the Secretary of the Senate)

4:00 / 3/12
(Time) (Date)

March 12, 2015 (3:40pm) Charlene Devine, Secretary Phone: 4335

## SENATE STANDING COMMITTEE REPORT

**March 12, 2015**


Madame President:

We, your committee on **Highways and Transportation** report that **House Bill 97** (third reading copy -- blue) **be concurred in**.

Signed: _____
*Senator Elsie Arntzen, Chair*

To be carried by Senator Edward Buttrey

- END -

**Committee Vote:**
**Yes 8, No 4**
Fiscal Note Required _X_

HB0097001SC12545.spt

## SENATE STANDING COMMITTEE REPORT



Madame President:

We, your committee on **Highways and Transportation** report that **House Bill 375** (third reading copy -- blue) **be concurred in as amended**.

Signed: _____
*Senator Elsie Arntzen, Chair*

To be carried by Senator Edward Buttrey

**And, that such amendments read:**

1. Page 3, line 15.
**Strike:** "October 1, 2015"
**Insert:** "January 1, 2016"

- END -

**Committee Vote:**
**Yes 7, No 5**
Fiscal Note Required __

HB0375001SC12545.spt

## SENATE STANDING COMMITTEE REPORT



Madame President:

We, your committee on **Highways and Transportation** report that **House Bill 387** (third reading copy -- blue) **be concurred in**.

Signed: _____
*Senator Elsie Arntzen, Chair*

To be carried by Senator Diane Sands

- END -

**Committee Vote:**
**Yes 10, No 2**
Fiscal Note Required __

HB0387001SC13941.spt

## SENATE STANDING COMMITTEE REPORT



Madame President:

We, your committee on **Highways and Transportation** report that **House Bill 414** (third reading copy -- blue) **be concurred in**.

Signed: _____
*Senator Elsie Arntzen, Chair*

To be carried by Senator Scott Sales

- END -

**Committee Vote:**
**Yes 11, No 0**
Fiscal Note Required X

HB0414001SC12926.spt

## SENATE STANDING COMMITTEE REPORT



Madame President:

We, your committee on **Highways and Transportation** report that **Senate Bill 290** (first reading copy -- white) **do pass as amended**.

Signed: _____
*Senator Elsie Arntzen, Chair*

**And, that such amendments read:**

1. Title, line 7.
**Following:** "STANDARDS;"
**Insert:** "PROVIDING EXCEPTIONS;"

2. Page 1, line 19.
**Following:** "state or"
**Insert:** ", except as provided in subsection (4),"

3. Page 1.
**Following:** line 25
**Insert:** "(4) The provisions of this section do not apply to authorized emergency vehicles, as defined in 61-8-102, that are owned, leased, or rented by a political subdivision of the state."

4. Page 3, line 18.
**Following:** "(7)"
**Strike:** "The"
**Insert:** "(a) Except as provided in subsection (7)(b), the "

5. Page 3.
**Following:** line 20
**Insert:** "(b) The provisions of this section and rules adopted pursuant to this section do not apply to authorized emergency vehicles, as defined in 61-8-102, that are owned, leased, or rented by a political subdivision of the state."

**Committee Vote:**
**Yes 7, No 5**
Fiscal Note Required X

SB0290001SC.spt

- END -

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 415 MOTION NO. _____

MOTION: Amendment # 2

Motion Carries

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | | ✓ | |
| SENATOR DICK BARRETT | ✓ | | |
| SENATOR DEE BROWN | ✓ | | |
| SENATOR ED BUTTREY | | ✓ | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | ✓ | | |
| SENATOR SCOTT SALES | ✓ | | |
| SENATOR DIANE SANDS | ✓ | | ✓ |
| SENATOR JANNA TAYLOR | ✓ | | |
| SENATOR FRED THOMAS | | ✓ | |
| SENATOR LEA WHITFORD, MVCH | ✓ | | |
| CHAIR ELSIE ARNTZEN | | ✓ | |
| | | | |

8 - 4

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 415 MOTION NO. _____

MOTION: Substitute motion to table

Tie vote 6-6

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | ✓ | | |
| SENATOR DICK BARRETT | | ✓ | |
| SENATOR DEE BROWN | ✓ | | |
| SENATOR ED BUTTREY | | ✓ | |
| SENATOR CHRISTINE KAUFMANN | | ✓ | |
| SENATOR SUE MALEK | | ✓ | |
| SENATOR SCOTT SALES | ✓ | | |
| SENATOR DIANE SANDS | | ✓ | ✓ |
| SENATOR JANNA TAYLOR | ✓ | | |
| SENATOR FRED THOMAS | ✓ | | |
| SENATOR LEA WHITFORD, MVCH | | ✓ | |
| CHAIR ELSIE ARNTZEN | ✓ | | |
| | | | |

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 415 MOTION NO. _____

MOTION: Do Pass as Amended Failed

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | | ✓ | |
| SENATOR DICK BARRETT | ✓ | | |
| SENATOR DEE BROWN | | ✓ | |
| SENATOR ED BUTTREY | | ✓ | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | ✓ | | |
| SENATOR SCOTT SALES | | ✓ | |
| SENATOR DIANE SANDS | ✓ | | ✓ |
| SENATOR JANNA TAYLOR | | ✓ | |
| SENATOR FRED THOMAS | | ✓ | |
| SENATOR LEA WHITFORD, MVCH | ✓ | | |
| CHAIR ELSIE ARNTZEN | | ✓ | |
| | | | |

5 - 7

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 97 MOTION NO. _____
MOTION: _____

Motion Carries 8-4

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | | ✓ | |
| SENATOR DICK BARRETT | ✓ | | |
| SENATOR DEE BROWN | | ✓ | |
| SENATOR ED BUTTREY | ✓ | | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | ✓ | | |
| SENATOR SCOTT SALES | | ✓ | |
| SENATOR DIANE SANDS | ✓ | | ✓ |
| SENATOR JANNA TAYLOR | | ✓ | |
| SENATOR FRED THOMAS | ✓ | | |
| SENATOR LEA WHITFORD, MVCH | ✓ | | |
| CHAIR ELSIE ARNTZEN | ✓ | | |
| | | | |

8 - 4

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 375 MOTION NO.
MOTION:
Do Concur as amended
Motion Carries 7-5

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | | ✓ | |
| SENATOR DICK BARRETT | ✓ | | |
| SENATOR DEE BROWN | | ✓ | |
| SENATOR ED BUTTREY | ✓ | | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | ✓ | | |
| SENATOR SCOTT SALES | | ✓ | |
| SENATOR DIANE SANDS | ✓ | | ✓ |
| SENATOR JANNA TAYLOR | | ✓ | |
| SENATOR FRED THOMAS | ✓ | | |
| SENATOR LEA WHITFORD, MVCH | ✓ | | |
| CHAIR ELSIE ARNTZEN | | ✓ | |
| | | | |

7/5

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HJ 10 MOTION NO. _____

MOTION: _____

Do Pass - failed 5-7

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | | ✓ | |
| SENATOR DICK BARRETT | ✓ | | |
| SENATOR DEE BROWN | | ✓ | |
| SENATOR ED BUTTREY | | ✓ | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | ✓ | | |
| SENATOR SCOTT SALES | | ✓ | |
| SENATOR DIANE SANDS | ✓ | | ✓ |
| SENATOR JANNA TAYLOR | | ✓ | |
| SENATOR FRED THOMAS | | ✓ | |
| SENATOR LEA WHITFORD, MVCH | ✓ | | |
| CHAIR ELSIE ARNTZEN | | ✓ | |
| | | | |

failed 5 - 7

# MONTANA STATE SENATE
## Roll Call Vote
## HIGHWAYS & TRANSPORTATION COMMITTEE

DATE 3-12-15 BILL NO HB 50 290 MOTION NO. _____
MOTION: _____

Motion Carries 7-5

| NAME | AYE | NO | If Proxy Vote, check here & include signed Proxy Form with minutes |
|---|---|---|---|
| VICE CHAIR GORDON VANCE | ✓ | | |
| SENATOR DICK BARRETT | | ✓ | |
| SENATOR DEE BROWN | ✓ | | |
| SENATOR ED BUTTREY | ✓ | | |
| SENATOR CHRISTINE KAUFMANN | ✓ | | |
| SENATOR SUE MALEK | | ✓ | |
| SENATOR SCOTT SALES | ✓ | | |
| SENATOR DIANE SANDS | | ✓ | ✓ |
| SENATOR JANNA TAYLOR | ✓ | | |
| SENATOR FRED THOMAS | ✓ | | |
| SENATOR LEA WHITFORD, MVCH | | ✓ | |
| CHAIR ELSIE ARNTZEN | | ✓ | |
| | | | |

# SENATE PROXY

I, Senator Blair Sarles, hereby authorize Senator Lee Whitford to vote my proxy before the Senate Highways & Trans- meeting held on _____, 2015.

Blair Sarles
Senator Signature

3-12-15
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

| Bill No./Amendment No. | Aye | No |
|---|---|---|
| HB 415 02. ALK | X | |
| HB 415 Table | | X |
| HB 415 | X | |
| HB 97 | X | |
| HB 375 | X | |
| HB 387 | X | |
| ~~HB 414~~ | ~~X~~ | |
| HJR 10 | X | |
| SB 290 | | X |
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7-5

# MONTANA STATE SENATE
## Visitors Register
## SENATE HIGHWAYS AND TRANSPORTATION COMMITTEE

**Thursday, March 12, 2015**
**HB 549 - Add motorcycles to liability insurance laws**
Sponsor: **Rep. Margaret (Margie) MacDonald**

**PLEASE PRINT**

| Name | Representing | Support | Oppose | Info |
|---|---|---|---|---|
| Pat Wood | self | | X | |
| Mike Fellows | MT LP | | X | |
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**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

Additional Documents
SENATE: Highways & Transportation
Date: 3-10-15
Bill No. HB 415

# Bullet Points for HB 415

- Entire construction zone will be designated work zone.
- Provide additional safety for all workers through construction zone from beginning to end. Not just "work zones" as now defined.
- Reduce signage needed throughout construction zone.
- Reduce risk of exposure when traffic control contractor personnel moves work zone signs to keep up with fluid operations.
- Lessen need for Montana Highway Patrol Troopers to properly identify "work zones" in order to correctly apply "fines double".
- Zero net cost item as less signs required for individual work zones however additional sign may be required for cell phone use.
- Definition of work zone parallels definition of work zone in Federal Register which creates Federal Work Zone Safety and Mobility requirements.
- Montana Department of Transportation personnel will continue decision making process for posting of proper speed limits.

Additional Documents
SENATE: Highways & Transportation
Date: 3-10-15
Bill No. HB 415

## TABLE 618-5
## TRAFFIC CONTROL SPEED LIMITS IN CONSTRUCTION ZONES

| Speed Limit | Activity Description |
|---|---|
| Existing | -Construction activities are 30 feet (9.2 m) beyond the edge of the traveled way and construction vehicles are not crossing the traveled way.<br>-Construction activities suspended during winter shutdown or prolonged periods of time, based upon roadway conditions.<br>-Holiday weekends and no work days when work is not in progress and PTW has not been impacted.<br>-Interstate merging tapers.<br>-Survey crew activities not on the PTW or parking shoulder. |
| 65 mph | -Two-lane two-way traffic on interstates.<br>-One-lane one-way traffic on interstates with no activities in closed lane. |
| 55-65 mph | -One-lane one-way traffic on interstates with activities encroaching on closed lane.<br>-Two-lane two-way non-interstate traffic traveling on non-impacted roadway surfaces when construction activities are suspended or not present, based upon roadway conditions. |
| 45-55 mph | -Interstate crossovers.<br>-Two-lane two-way non-interstate traffic traveling on impacted roadway surfaces when construction activities are suspended or not present, based upon roadway conditions.<br>-Two and four-lane roadways with construction activities within the clear zone but not encroaching on the shoulders and/or driving lanes. |
| 45 mph | -Seal coat operations on interstates, increased to 55 mph once initial brooming roadway is completed.<br>-Interstate roadways with construction activities on shoulders. |
| 35 mph | -Seal coat operations on two-lane two-way and multiple-lane two-way roadways, increased to 45 mph once initial brooming roadway completed.<br>-In advance of flagging stations or temporary traffic signals.<br>-Interstate and multiple-lane roadways with construction activities in closed lane(s), within the work zone only.<br>-Two-lane two-way roadways with construction activities on shoulders. |
| 25 mph | -Temporary diversions on graveled surfaces.<br>-Pilot car queues.<br>-Survey crew activities within the traveled way. (non-interstate)<br>-Two or multiple-lane roadways in an urban area with construction activity in a lane, within the work zone only. |

Additional Documents
SENATE: Highways & Transportation
Date: 3-12-15
Bill No. HB 549

**Devine, Charlene**

**From:** jcidwi@aol.com
**Sent:** Thursday, March 12, 2015 10:47 AM
**To:** Devine, Charlene
**Subject:** HB-549 Dave Wood's Testimony
**Attachments:** HB-549 Testimony.docx

March 12, 2015

## HB-549 Testimony

After hearing Macdonaldâ€™s testimony in the committee hearing in the house, I contacted my Hartford Insurance Company to see if they offered insurance for motorcycles.

Hartford (AARP) does not offer policies to cover motorcycles and they **DO NOT insure any vehicles that are registered to a person that does not have a current valid driverâ€™s license**.

The whole reason for this bill was to address a problem encountered in Billings, which involved a person driving a motorcycle involved in a wreck with no insurance and had a revoked driverâ€™s license. The injured party had to pay his deductible on his car insurance policy for an uninsured motorist on his policy.

There were no opponents or proponents at the hearing in the House Committee hearings on this bill.

**This bill does absolutely nothing to correct the problem encountered, and should be tabledâ€¦!**

Thank you.

Dave Wood
406-442-8575